

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60073 of 2023

Arising Out of PS. Case No.-173 Year-2022 Thana- CHHATAPUR District- Supaul

ANIRUDH MANDAL SON OF LATE BHAGWAT MANDAL RESIDENT
OF VILLAGE- CHAKLA, WARD NO. 02, PS- CHHATAPUR, DIST-
SUPAUL (BIHAR)

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Chandra Bhushan Das, Adv.

For the Opposite Party/s : Mr. Shantanu Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 11-10-2023 1. Heard learned counsel for the Petitioner and
learned APP for the State

2. Petitioner apprehends his arrest in connection with
Chhatapur P.S. Case No. 173 of 2022 dated 09.05.2022
registered for the offences punishable under Sections 341, 323,
324, 325, 307, 379, 504 and 506 read with Section 34 of the
Indian Penal Code.

3. The main submissions advanced by learned counsel
for the petitioner are that the petitioner has fair and clean
antecedent and as per the FIR, he assaulted at the head of the
informant by means of *Farsa* but the informant sustained only
two injuries on his person which have been opined to be simple
in nature caused by hard and blunt object as per medical report



and the injury report is filed as *Annexure-3* and at the time of commission of the alleged occurrence there was admittedly a land dispute running in between both the parties and a free fight took place in between them owing to which from the petitioner's side Chhatapur P.S. Case No. 176 of 2022 was lodged and several persons from petitioner's side also sustained injuries whose details are mentioned in the FIR of the said P.S. Case. Further submission is that in fact, the petitioner and his family members were constructing their house on their purchased land and then the prosecution party obstructed in their construction work which led to the commission of the alleged occurrence.

4. Learned APP appearing for the State has opposed the prayer for bail of the petitioner.

5. Considering the above submissions and mainly the genesis of the occurrence as stated above and also the petitioner's fair and clean antecedent and the nature of injuries of the informant who is stated to have been assaulted by this petitioner, in my opinion, the petitioner deserves to the privilege of anticipatory bail. Accordingly, let the petitioner named-above, in the event of his arrest/surrender before the learned court below within a period of six weeks from today, be released



on anticipatory bail on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the Court concerned in connection with Chhatapur P.S. Case No. 173 of 2022, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Shailendra Singh, J)

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