

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56630 of 2022

Arising Out of PS. Case No.-277 Year-2021 Thana- BANKA District- Banka

PITAMBAR KUMAR @ PITAMBER RAI Son of Karu Rai Resident of
Village- Makhanpur, P.S.- Barahat, District- Banka

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dhananjay Kumar Pandey, Advocate
For the Opposite Party/s : Mr.Surendra Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 25-01-2023 Heard learned counsel for the petitioner and learned
APP for the State.

Let the defect(s), if any, as pointed out by the
office, be removed within four weeks.

The petitioner is apprehending arrest in connection
with Banka (Barahat) P.S. Case No. 277 of 2021 under sections
341, 323, 324, 379, 307, 506, 34 of the Indian Penal Code.

As per the prosecution story, the allegation against
the accused persons is/are of assaulting the informant as also his
son.

Learned counsel for the petitioner submits that he
is a young man and omnibus allegation of assault is there.

The last submission is that similar placed co-
accused Satyam Kumar @ Satyam Rai has since been granted



relief by a coordinate bench of this Court in Cr. Misc. No. 32962 of 2022 on 23.11.2022.

Let the same be kept on record.

The learned APP on the other hand opposes the prayer stating that allegation of assault is against the petitioner.

Taking into account the aforesaid fact as also that similar placed co-accused has since been granted relief, this Court is also inclined to grant him the privilege of anticipatory bail.

Let the petitioner be released on bail, in the event of his arrest or surrender within a period of four weeks from the receipt of this order, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, Banka, in connection with Banka (Barahat) P.S. Case No. 277 of 2021 subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Rajiv Roy, J)

Ravi/Ajay Singh

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