

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65475 of 2023

Arising Out of PS. Case No.-1223 Year-2022 Thana- BIHTA District- Patna

Vinod Ray @ Vinod Kumar Son of Bali Ray Resident of Village-Pali, Police Station-Bihta, District-Patna.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Kumar, Advocate

For the Opposite Party/s : Mr. Gulnar Begum, A.P.P.

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 23-11-2023 Learned counsel for the petitioner is permitted to remove the defect(s), as pointed out by the office, if any, within a period of three weeks from today.

2. Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

3. The petitioner is apprehending his arrest in connection with Bihta P.S Case No. 1223 of 2022 dated 18.11.2022 registered for the offence punishable u/ss 341, 323, 324, 307 and 506 read with 34 of the Indian Penal Code.

4. As per the prosecution case, the petitioner at about 7:00 P.M. on 17.11.2022 suddenly appeared in front



of the informant's motorcycle, forcing him to stop his motorcycle while he was returning to his house and asked him why did he not compromise Bihta P.S. Case No. 709 of 2016. It is further alleged that as the informant refused to compromise above case, the son of the petitioner grasped the informant's hand and then petitioner stabbed knife five times in quick succession. The son of the petitioner pointing country made *katta*, stated to informant that he would be killed if he would refuse to compromise.

5. Learned counsel for the petitioner has submitted that the petitioner has falsely been implicated in this case. It is further submitted that petitioner assaulted him five times by the hard and blunt substance but all the injuries are simple in nature. The petitioner has two criminal antecedents as stated in para 3 of the bail petition.

6. Learned A.P.P. for the State has vehemently opposed the prayer for anticipatory bail of the petitioner.

7. Considering the aforesaid facts and circumstances of the case as well as the injuries being simple in nature, let the above named petitioner, in the event of his arrest/surrender within a period of six weeks from



today, be enlarged on anticipatory bail on furnishing bail-bond of Rs. 20,000/- (Rupees twenty thousand) with two sureties of the like amount each to the satisfaction of the learned court concerned, Danapur in connection with Bihta P.S. Case No. 1223 of 2022, subject to conditions as laid down under section 438(2) of the Code of Criminal Procedure.

8. The application stands allowed.

(Chandra Prakash Singh, J)

Nilmani/-

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