

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67386 of 2023

Arising Out of PS. Case No.-168 Year-2023 Thana- HALSI District- Lakhisarai

Asharfi Yadav, S/O Rameshwar Yadav R/O Village- Gerua Pursanda, P.S-
Halsi, Distt.- Lakhisarai.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Narsingh Tanti, Advocate

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

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 17-10-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Halsi P.S. Case No. 168 of 2023, lodged on 03.07.2023 under
Sections 341, 323, 324, 307, 379 & 34 of the Indian Penal Code.

3. As per the prosecution case, the FIR has been
lodged against 4 named accused persons including the present
petitioner with an allegation that they have assaulted the
informant's husband by Iron rod due to which he got injured
badly.

4. Learned counsel for the petitioner submits that
there is no specific allegation against anyone and there is
general and anonymous allegation against all the accused
persons. The incident took place on a very pity issue with a view



to guiding the buffalo. He further submits that the petitioner is in custody since 05.07.2023 and there is one criminal case pending against the petitioner in which he is on bail.

5. Learned APP for the State opposes the prayer for bail of the petitioner and submits that the allegation of assault against the petitioner and others is true.

6. In the present facts and circumstances, I am not inclined to grant regular bail to the petitioner.

7. Accordingly, the prayer for regular bail of the petitioner in connection with Halsi P.S. Case No. 168 of 2023, pending before the learned Judicial Magistrate, Lakhisarai is hereby rejected,

8. However, the petitioner shall move for regular bail after framing of charge, the Trial Court shall release him on bail imposing its own conditions so that he may not evade his appearance during trial.

9. With this observation, the bail application stands disposed of.

(Dr. Anshuman, J.)

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