

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65154 of 2022

Arising Out of PS. Case No.-591 Year-2022 Thana- SHERGHATI District- Gaya

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Anil Singh Son Of Yamuna Singh R/V- Kamta, P.S- Sherghati, Dist- Gaya
... .. Petitioner/s

Versus

The State of Bihar
... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr.Akhileshwar Dayal, A.P.P

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CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

3 25-02-2023 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.

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

The Petitioner is apprehending his arrest in a case registered for the offences punishable u/s 353, 216, 225, 504, 427 and 120B read with 34 of the Indian Penal Code.

As per the prosecution case, the co-accused Gauri Shankar Singh took shelter in the house of the petitioner and the police surrounded the house of the petitioner and directed the petitioner to handover the said accused then the petitioner raised alarm, thereafter, the villagers assembled there and started pelting stone on the police and compelled the police force to go away from there. In the meantime, accused Gauri Shankar Singh fled away.

Learned counsel for the petitioner has submitted that



the petitioner has falsely been implicated in this case. The petitioner has no criminal antecedent as stated in para 3 of the bail petition. The accused Gauri Shankar Singh is relative of the petitioner. It is further submitted that the petitioner did not cause hindrance during the course of raid. The co-villagers got the accused Gauri Shankar Singh escaped from the custody of police.

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

Considering the aforesaid facts and circumstances of the case as well as the nature of allegation against the petitioner, 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, Gaya in connection with Sherghati P.S. Case No. 591 of 2022, subject to conditions as laid down under section 438(2) of the Code of Criminal Procedure.

The application stands allowed.

(Chandra Prakash Singh, J)

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