

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73521 of 2022

Arising Out of PS. Case No.-148 Year-2022 Thana- GOH District- Aurangabad

VINOD CHOUDHARY @ BINOD CHAUDHARY S/O ASHOK
CHAUDHARY Resident of village- Devhara, P.S.- Goh, District- Aurangabad
(Bihar). Petitioner/s

Versus

THE STATE OF BIHAR Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Leelawati Kumari,
Mr. Aman Vishal, Advocates.
For the Opposite Party/s : Mr. Chandra Sen Prasad Singh, Adv.

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 29-04-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. Petitioner apprehends his arrest in connection with
Goh PS Case No. 148/2022 registered for the offence
punishable under Sections 147, 149, 341, 342, 504, 506, 188,
189, 186, 336, 427, 290, 353 of the IPC and Section 3/4 of the
Prevention of Damage to Public Property Act, 1984 dated
22.05.2022.

3. As per First Information Report, petitioner along
with 34 named accused persons and about 100 to 150 unknown
persons formed unlawful assembly carrying Lathi, Danda etc.,
and blocked the road in protest of death of a boy due to
electrocution.

4. Learned counsel for the petitioner submits that the
petitioner has been dragged in this case on the basis of the
information received by the police and there is no specific
allegation of overt act against the petitioner in the FIR. The



petitioner was, at best, the member of the unlawful assembly along with 100 to 150 persons. Learned counsel next submits that petitioner has got no criminal antecedent.

5. Regards being had to the submissions made by the parties and taking into consideration the material on record and the fact that petitioner has got no criminal antecedent, there is general and omnibus allegation against the petitioner and no overt act has been alleged against him, I am inclined to grant anticipatory bail to the petitioner.

6. Accordingly, let the petitioner, VINOD CHOUDHARY @ BINOD CHAUDHARY, in the event of arrest or surrender within four 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 learned Sub Divisional Judicial Magistrate, Daudnagar, Aurangabad in connection with Goh PS Case No. 148/2022, subject to the condition as laid down under Section 438(2) CrPC.

(Anil Kumar Sinha, J)

perwez

U		T	
---	--	---	--

