

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5778 of 2024

Arising Out of PS. Case No.-45 Year-2023 Thana- MADHAURAH District- Saran

VIKASH KUMAR S/O- JHAROKHA MAHATO R/O- VILLAGE-
ASSOIYAN, MARHOWRAH, P.S.- MADHAURAH, DIST.- SARAN,
BIHAR.

... .. Petitioner/s

Versus

THE STATE OF BIHAR , PATNA

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Alok Kumar Alok

For the Opposite Party/s : Mr.Parmanand Kumar

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 17-02-2024 Heard learned counsel for the petitioner as well as learned
APP for the State.

2. The petitioner apprehends his arrest in connection with
Madhaurah P.S. Case No. 45 of 2023, registered for the offences
punishable under Sections 147, 341, 323, 324, 307, 504 and 506 of
the Indian Penal Code.

3. As per allegation, on 28.01.2023, the informant along
with his father went for marketing and while they were returning, due
to earlier land dispute, the accused persons surrounded them and
started abusing. When the informant objected, co-accused persons
assaulted him on his head by means of *daab*. The accused persons
also assaulted informant's grandfather with *lathi*, *danda*, etc.

4. Learned counsel for the petitioner has submitted that
the petitioner is a person of clean antecedent and has falsely been



implicated. There is no specific overt act against the petitioner to assault anybody. The allegation against him are general and omnibus. There is case and counter case as well as land dispute between the parties.

5. Considering the above-mentioned facts and circumstances, let the petitioner, in the event of his arrest or surrender within four weeks before the learned court below, 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 Chief Judicial Magistrate, Saran at Chapra in connection with Madhaurah P.S. Case No. 45 of 2023, subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Nawneet Kumar Pandey, J)

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