

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10121 of 2024

Arising Out of PS. Case No.-589 Year-2023 Thana- BAGHA District- West Champaran

VINAY JAISWAL @ VINAY KUMAR JAISWAL @ VINAY KUMAR S/O-
UMESH PRASAD JAISWAL @ UMESH JAISWAL R/O- KAILASH
NAGAR, NARAINAPUR, WARD NO.- 4, NARAIPUR, P.S.- BAGAHA
(PATKHAULI), DIST.- WEST CHAMPARAN.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bimlesh Kumar Pandey

For the Opposite Party/s : Mr. Chandra Sen Prasad Singh

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 28-02-2024 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.
2. The petitioner apprehends his arrest in connection
with Bagaha P.S. Case No.589/2023, registered for the offence
punishable under Sections 147, 148, 149, 186, 188, 341, 323,
307, 337, 338, 353, 332, 333, 152, 153, 153A, 295, 427, 504,
506, 509, 120B of the Indian Penal Code & Sections 3 & 4 of
Prevention of Damage to Public Property Act.
3. Learned counsel for the petitioner submits that
petitioner has antecedent of 10 cases and is on bail in all the
cases. It is next submitted that the petitioner because of his
antecedent has been falsely implicated in the present case,
wherein it is alleged that the accused persons including the



petitioner participated in Mahaviri Jhanda procession, which clashed with member of other community, where stones were also pelted from both sides damaging government property and police vehicles. The learned counsel submits that the petitioner has been falsely implicated in the present case. It is further submitted that from perusal of the allegation as alleged in the F.I.R., it would manifest that the allegations are general and omnibus in nature and the F.I.R. has been instituted against 143 named accused persons and nearly 300-350 unknown. It is further submitted that petitioner was also made an accused in Bagaha P.S. Case No.592/2023, which is mentioned at para-3 of the anticipatory bail application in which the allegations are similar to what has been alleged in the present F.I.R.

4. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

5. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Sri G.N. Dubey, learned A.C.J.M.,-1st



Bagaha, West Champaran, in connection with Bagaha P.S. Case
No.589/2023, subject to the conditions as laid down under
Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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