

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16209 of 2024

Arising Out of PS. Case No.-459 Year-2023 Thana- CHIRAIYA District- East Champaran

Achhelal Sahani Son of Radhey Sahni R/o Village- Semra, P.S.- Chiraiya,
District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Radha Mohan Singh, Adv

For the Opposite Party/s : Mr. Dilip Kumar No.1, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 14-03-2024 Heard Mr. Radha Mohan Singh, learned counsel for the
petitioner as well as Mr. Dilip Kumar No.1, learned APP for the
State.

2. The petitioner apprehends his arrest in a case registered
for the offence punishable under Sections 341, 323, 324, 307,
379, 504 and 34 of the Indian Penal Code.

3. The allegation against the petitioner is that he along
with other co-accused persons assaulted the informant by means
of deadly weapons due to which he sustained injuries.

4. It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has committed no offence. He
has been falsely implicated in this case. No such occurrence, in
the manner as alleged, has ever taken place. The allegation
levelled against the petitioner is not specific rather general and



omnibus in nature. He further submits that the specific allegation is against the co-accused Samarjeet Sahni to repeatedly assault the informant by means of knife. There is no specific overt act against the petitioner. There is an admitted land dispute between the parties. Petitioner has no criminal antecedent.

5. Learned APP for the State opposed the prayer for anticipatory bail.

6. Having regard to the facts and circumstances of the case as there is no specific overt act against the petitioner, let the above named petitioner, be released on bail, in the event of his/her arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/Successor Court in connection with Chiraiya P.S. Case No.459 of 2023, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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