

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17094 of 2024

Arising Out of PS. Case No.-441 Year-2023 Thana- MANER District- Patna

Laxchmi Narayan Rai@ Lakshmi Narayan Rai @ Laxmi Roy Son Of Late
Balram Rai Resident Of Village- Khaspur, Ps- Maner, Distt- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arvind Prasad Singh, Advocate

For the Opposite Party/s : Mr. Arun Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA

ORAL ORDER

2 18-03-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in connection with
Maner P.S. Case No. 441 of 2023 dated 11.06.2023, instituted
for the offence punishable under Sections 341, 323, 307, 379,
504, 506, 341 of the Indian Penal Code.

3. The prosecution case, in short, is that on account of
land dispute the petitioner asked the co-accused to kill him upon
which co-accused had caught him and the petitioner is alleged to
have tied the neck of the informant by means of towel (Gamcha)
with the intention to kill him and snatched his gold chain and
cash.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and he has been falsely implicated in this



case. It is further submitted that petitioner and informant are agnates (gotia) and there is a land dispute between the parties due to which the present false and concocted case has been lodged against the petitioner. It is further stated that there is a case and counter case between the parties *vide* Maner P.S. Case No. 456 of 2023 lodged by Meera Devi (Sister of the petitioner) against the informant's side. It is next submitted that there is no specific allegation against the petitioner of assaulting the informant rather the allegation is against co-accused namely, Rohit who is said to have assaulted with lathi on the head of the informant. It is further stated that allegation against the petitioner is that he is order giver and he tied the neck of the informant with towel. It is submitted that there is no injury mentioned in the impugned order which shows that no injury was received by the informant. Lastly, it has been submitted that the petitioner has no criminal antecedents.

5. Learned A.P.P. has opposed the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest / surrender of the petitioner within a period of six weeks from today, in connection with Maner P.S. Case No.



441 of 2023, he shall be released on anticipatory bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned J.M. 1st Class, Danapur, subject to condition as laid down under Section 438(2) of the Cr.P.C.

(Khatim Reza, J)

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