

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.17017 of 2024**

Arising Out of PS. Case No.-169 Year-2021 Thana- POTHIYA District- Kishanganj

Daud @ Daud Rahman Kausar son of Late Rahman Vill- Ghiyagaon PS-  
Pothia District- Kishanganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Ram Prawesh Kumar

For the Opposite Party/s : Mr.Braj Kishore Pd.(App)

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**  
**ORAL ORDER**

- 2      04-04-2024                      1.      Heard learned counsel for the petitioner and learned  
A.P.P. for the State.
2.      The petitioner apprehends his arrest in a case  
registered for the offences punishable under Sections 147, 148,  
149, 341, 323, 324, 307, 504, 506, 448 and 380 of the Indian Penal  
Code.
3.      The learned counsel for the petitioner submits that  
the petitioner is a person with clean antecedent and has been  
falsely implicated in the instant case by the informant with an  
allegation that he assaulted her by a weapon causing injury on her  
head. It is further submitted that the informant does not disclose  
that by what weapon the petitioner assaulted her, which casts an  
aspersion on the case of the prosecution, but then from perusal of  
the impugned order, it manifests that the injured was sent for CT  
scan.
4.      The learned APP submits that since the injured was



sent for CT scan, that amply demonstrates that the injury suffered by the injured on vital part of the body, i.e., head, was grievous, on which the learned counsel for the petitioner submits that the nature of injury is not disclosed in the impugned order nor the blow was repeated.

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 trial court 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 the learned trial court where the case is pending/successor court in connection with Pothia P.S. Case No. 169 of 2021 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

6. However, the learned trial court before accepting the bail bonds of the petitioner shall verify the injury report of the injured and in the event, if it is found that the injury suffered by the injured on head was grievous, in that event, the present anticipatory bail shall not be given effect.

(Satyavrat Verma, J)

SUMIT/-

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