

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17675 of 2024

Arising Out of PS. Case No.-384 Year-2023 Thana- GOPALPUR District- Bhagalpur

Dinbandhu Sharma @ Deenbandhu Kumar Sharma Son of Pawan Sharma
Resident of village - Saidpur Darba, P.S.- Gopalpur, District - Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Diwakar Upadhyaya, Advocate

For the Opposite Party/s : Mr. Jharkhandi Upadhyay, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 14-03-2024 Heard Mr. Diwakar Upadhyaya, learned counsel
appearing on behalf of the petitioner and Mr. Jharkhandi
Upadhyay, learned APP appearing on behalf of the State.

2. The petitioner apprehends his arrest in connection
with Gopalpur P.S. Case No. 384 of 2023 registered under
Sections 429, 34 of the Indian Penal Code and Section 27 of the
Arms Act.

3. As per the allegation made in the FIR, the petitioner
has killed mare of the informant with bullet shot.

4. Learned counsel appearing on behalf of the
petitioner submits that no such act was committed by the
petitioner, he is innocent and he has falsely been implicated in
the present case. The animal was old and used to create
nuisance. The petitioner is the neighbour of the informant and



he is ready to compensate the informant with substantial amount for the loss caused to the informant due to death of his mare.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Considering the rival submission made on behalf of the parties, as well as, the information given on behalf of the petitioner, that he will duly compensate the informant with substantial amount of money, the petitioner is directed to be released on bail subject to the condition that he should abide by under-taking given before this Court by filing an affidavit and bringing on record the receipt given by the informant in acceptance of the amount.

7. The District Court is directed to release the petitioner on anticipatory bail, in the event of his/her arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each, to the satisfaction of learned Additional Chief Judicial Magistrate – I, Naugachia (Bhagalpur)/successor court in connection with Gopalpur P.S. Case No. 384 of 2023, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

8. The District Court is directed to verify the criminal



antecedent of the petitioner(s), as stated in paragraph no. 3 of the bail application. If any other case is pending against the petitioner(s), as what has been stated in paragraph no. 3, this order will lose its force automatically.

(Purnendu Singh, J.)

Ashishsingh/-

U		T	
---	--	---	--

