

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23564 of 2024

Arising Out of PS. Case No.-594 Year-2023 Thana- CHHATAUNI District- East Champaran

Binod Baitha son of Radhe Baitha Resident of Village- Bara Bariyarpur, P.S.-
Chhatauni, Dist.- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh

For the Opposite Party/s : Ms. Indu Kumari Srivastava

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 01-05-2024 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 341, 323,
307, 379, 385, 504, 506 and 34 of the Indian Penal Code.

3. 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 on account
dispute relating to land. It is further submitted that the informant
alleges that petitioner assaulted him by *farsa* causing injury on
head, but the from perusal of the injury report (*Annexure-3*), it
would manifest that the doctor has opined the injuries to be
simple caused by hard and blunt substance. It is further
submitted that since the injuries are simple in nature which
amply demonstrates that petitioner never had any intention of



committing a serious occurrence nor *farsa* was used in assault or else, the injury report would have recorded that injury has been caused by sharp edged weapon. It is next submitted that from side of the petitioner also Chhatauni P.S. Case No. 595 of 2023 dated 26.11.2023 has been instituted against the side of the informant.

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 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 Chhatauni P.S. Case No. 594 of 2023 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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