

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29887 of 2024

Arising Out of PS. Case No.-148 Year-2023 Thana- KURSAILA District- Katihar

Abhishek Yadav @ Abhishek Kumar Yadav Son of Mithilesh Kumar Yadav
@ Kari Yadav Resident of village- Katriya, Police Station- Kursela, District-
Katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Rahmatullah, Adv.

For the Opposite Party/s : Ms.Nirmala Kumari, APP.

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 03-07-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in Kursela P.S.
Case No. 148 of 2023 registered for the offences punishable
under Sections 341, 323, 379, 384, 386, 506, 34 of the Indian
Penal Code.

3. As per the FIR, on 06.07.2023, all the accused persons
including the petitioner came to the informant and demanded
extortion money. On refusal, they started assaulting the
informant by means of deadly weapons and when the nearby
people came there to save the informant, they were also
assaulted due to which they sustained injuries.

4. It is submitted by learned counsel for the petitioner
that petitioner is quite innocent and he has committed no



offence. No such occurrence as alleged has ever taken place. He has been falsely implicated in this case due to ulterior motive. The allegation levelled against the petitioner is totally false and based on concocted facts. The allegation against the petitioner has not corroborated the injury report of the injured. It is further submitted that later on, the matter has been compromised between the parties. Petitioner has no criminal antecedent as mentioned in para-3 of this application.

5. Learned APP for the State opposes the prayer for bail and submits that some of the injured persons have sustained grievous injuries, which is also evident from the impugned order. Hence, the petitioner does not deserve the privilege of anticipatory bail.

6. Considering the facts and circumstances of case as well as the nature of offence, I am not inclined to enlarge the petitioner on bail. The prayer for bail of the petitioner is hereby rejected.

(Anjani Kumar Sharan, J)

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