

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32315 of 2024

Arising Out of PS. Case No.-474 Year-2023 Thana- LAXMIPUR District- Jamui

Raj Kumar Yadav S/o- Late Chetan Yadav Village-Rajanabandh, Sewa, P.S.
Gidhaur, Dist. Jamui

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prabhat Ranjan Singh, Adv.
For the Opposite Party/s : Mr. Lalan Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

3 20-07-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest in connection
with Laxmipur P.S. Case No. 474 of 2023 instituted under
Sections 341, 323, 324, 379, 354B, 307, 504/34 of the Indian
Penal Code lodged on 27.10.2023 by the informant, namely
Kaushalya Devi.

3. As per the prosecution story, the informant alleged
that when her brother-in-law was cleaning the ancestral land the
accused persons came and this petitioner armed with sword tried



to hit on the head. As Ravinder Yadav tried to save himself, he sustained injuries on his left hand. When the informant's husband tried to save his brother, Shubham came with iron rod tried to hit his head which ultimately hit the waist of her husband. This followed assault by Santosh Kumar with axe on the informant who also sustained injury, Ravinder Yadav was taken to the hospital. There also allegation of snatching of the ornaments and outraging the modesty, Accordingly the FIR.

4. Learned counsel for the petitioner submits that the case of the petitioner stops at the first stages itself where the allegation is of assaulting on his head. However, he concedes that the injury has been found is grievous in nature but submits that it is recorded as grievous type of injury.

5. On the other hand, learned APP opposes the prayer of bail submitting that the main allegation is against him and only Ravinder Yadav who have to shift to hospital. The second submission is that the petitioner has clean antecedent.

6. Learned counsel for the informant submits that a bare perusal of the allegation would shows that injury sustained by the Ravinder Yadav has been found grievous in nature.

7. Taking into account the allegation that has come against the petitioner as also injury sustained by Ravinder Yadav



and coupled with the fact the petitioner has criminal antecedent,
this Court is not inclined to extend anticipatory bail.

8. Accordingly, the anticipatory bail application stands
rejected.

(Rajiv Roy, J)

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