

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53541 of 2024

Arising Out of PS. Case No.-319 Year-2023 Thana- KHUSRUPUR District- Patna

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Birendra Yadav @ Birendra Kumar S/O SHIV BALAK YADAV R/O -
Baikunthpur, P.S.- KHUSRUPUR, DIST- PATNA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sikandar, Advocate

For the Opposite Party/s : Mr. Chandra Bhushan Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 28-08-2024 1. Heard learned counsel for the petitioner as well as
learned APP for the State.

2. The petitioner seeks bail in anticipation of his
arrest in a case registered for the offences punishable under
Sections 147, 148, 149, 341, 323, 504, 506, 307, 353 of the IPC
in connection with Khusrupur P.S. Case No.319 of 2023.

3. The learned counsel submits petitioner has
antecedent of three cases and the informant alleges that on
information he reached the place of occurrence to pacify the
fight which occurred between two groups, further the accused
persons started throwing glass bottles which hit the informant
causing injury on leg and the petitioner along with other accused
was identified by the Chowkidar and local people.

4. The learned counsel submits petitioner has been
falsely implicated in the instant case by the informant. It is



further submitted that allegation of throwing bottle is general and omnibus in nature. It is not the case of the informant that it was petitioner who threw the bottle causing injury on his leg.

5. The learned APP, Mr. Chandra Bhushan Prasad opposes the anticipatory bail application and submits that petitioner has antecedent of three cases and then the allegation is of assaulting a police officer who had gone to discharge his duty and he also suffered injury.

6. Considering the submission made by the learned APP, the Court is not inclined to extend the privilege of anticipatory bail to the petitioner, accordingly, the anticipatory bail application is rejected.

(Satyavrat Verma, J)

Prakash Narayan

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