

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42365 of 2024

Arising Out of PS. Case No.-21 Year-2024 Thana- SHYAMPUR BHATHAN District-
Sheohar

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Sahil Kumar @ Shahil Kumar Son of Pankaj Kumar Ray @ Pankaj Kumar,
Resident of Village- Rohua, P.S.- Shyampur Bhataha, District- Sheohar.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhay Shanker Singh, Advocate.

For the Opposite Party/s : Mr. Mukesh Kumar Singh, APP.

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

3 21-09-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehend his arrest in connection with Shyampur Bhataha P.S. Case No.21 of 2024 instituted under Sections 341, 323, 324, 354, 379, 504, 506 and 34 of the Indian Penal Code.

3. As per the prosecution case, four accused persons including the petitioner, who are *pattidar* of informant, armed with *lathi*, *danda* and knife started abusing and assaulting the informant. Specific allegation against the petitioner is that he gave knife blow on the informant and his brother causing injury to them. The reason of occurrence is that the goat of petitioner was grazing the wheat field which was opposed by the informant.

4. Learned counsel for the petitioner submits that petitioner is innocent and has been falsely implicated in this case.



He further submits that there is case and counter case between the parties due to land dispute. Learned counsel submits that the injury report of the injured is not corroborated with the allegation made against the petitioner. He further submits that the prosecution side is aggressor and the petitioner is a young student who is aged about 19 years. He also submits that petitioner has no criminal antecedent and he undertakes to cooperate in the investigation.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount to each to the satisfaction of the learned A.C.J.M.-I, Sheohar in connection with Shyampur Bhataha P.S. Case No.21 of 2024, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973.

(Sunil Dutta Mishra, J)

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