

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41704 of 2024

Arising Out of PS. Case No.-208 Year-2024 Thana- RUPASPUR District- Patna

Tej Pratap @ Dollor @ Tej Pratap Yadav SON OF SHREE SANJAY RAY
VILLAGE- RUPASPUR, PS- RUPASPUR, DIST- PATNA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Y.C. Verma, Sr. Adv
Ms.Priyanka Singh

For the Opposite Party/s : Mr.Kumar Veerendra Narayan

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

4 03-09-2024 1. Heard learned senior counsel for the petitioner,
Shri. Yogesh Chandra Verma and learned A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Rupaspur PS Case No. 208 of 2024, registered for the
offences punishable under Sections 341, 323, 448, 325, 307,
379, 504, 506 and 34 of the Indian Penal Code.

3. Learned senior counsel for the petitioner submits
that the petitioner has antecedent of three cases, but then he was
given the privilege of Section 41A of the Cr.PC in all those three
cases, which amply demonstrates that the offences for which the
aforesaid three FIRs were instituted, carried punishment of 7
years and less. It is next submitted that in the instant FIR,
though the petitioner is alleged to have assaulted the injured by



knife, but then the injury was caused by a hard and blunt substance, which belies the allegation of assault by knife. It is also submitted that the petitioner is not alleged to be the assailant of the deceased.

4. The learned counsel appearing on behalf of the OP No. 2 submits that though the petitioner may not be the assailant of the deceased, but then he is alleged to have assaulted the son of the informant by knife causing injury on the nose, and the injury suffered by the injured is a cut injury. It is also submitted that the presence of the petitioner at the place of occurrence emboldened the accused who assaulted the deceased.

5. At this stage, learned senior counsel for the petitioner realising his difficulty seeks permission to withdraw the anticipatory bail application.

6. Permission is accorded.

7. Accordingly, the present anticipatory bail application is dismissed as withdrawn.

(Satyavrat Verma, J)

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