

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47770 of 2024

Arising Out of PS. Case No.-81 Year-2023 Thana- DHANAHA District- West Champaran

Vikas Kumar @ Vikash Yadav Son of Amla Yadav @ Amal Yadav Resident of
village - Mushari Baira Bazar, Police Station - Dhanaha, District - West
Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Perna Anand, Adv.

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

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 10-07-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in connection with
Dhanaha P.S. Case No. 81 of 2023 dated 09-05-2023 instituted
for the offence punishable under Sections 341, 323, 324, 307, 379,
504, 506 and 34 of the Indian Penal Code.

3. The case of prosecution, in short, is that over a
dispute of barricading, scuffle took place between the informant
and the accused persons. On alarm raised by the informant,
while his brothers came to rescue him, it is alleged that
petitioner assaulted by means of iron rod on the head of Manoj



Yadav causing head injury. It is further alleged that co- accused, namely, Balistar Yadav assaulted Chandi Yadav by means of *lathi* on his left hand causing injury on his palm.

4. Learned counsel for the petitioner submits that the petitioner is innocent and he has been falsely implicated in this case. It is further submitted that injury report of Manoj Yadav has been annexed as Annexure -P/2, which discloses that the nature of injury is simple caused by hard and blunt object. Learned counsel for the petitioner further submits that similarly situated co-accused, namely, Balistar Yadav has been granted anticipatory bail by this Court *vide* order dated 20-02-2024 passed in Criminal Miscellaneous No. 9239 of 2024. Lastly, it has been submitted that petitioner has no criminal antecedents.

5. Learned A.P.P. has opposed the prayer for anticipatory bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest / surrender of the petitioner within a period of six weeks from today, in connection with Dhanaha P. S. Case No. 81 of 2023, he will be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial



Magistrate Bagaha, West Champaran or appropriate Court
below, subject to condition as laid down under Section 438(2)
of the Cr.P.C.

(Khatim Reza, J)

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