

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51335 of 2024

Arising Out of PS. Case No.-1173 Year-2023 Thana- DANAPUR District- Patna

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Bittu Kumar Son of Biteshwar Rai Resident of Nasriganj Murgi Farm, P.S. -
Danapur, District - Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Binayak Shrivastava, Advocate

For the Opposite Party/s : Dr. Indihar Kumari, APP

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 28-08-2024 Heard learned counsel appearing on behalf of the

petitioner and the learned APP for the State.

2. Petitioner seeks pre-arrest bail in connection with

Danapur P.S. Case No.1173 of 2023, registered for the offences

punishable under Sections 341, 323, 324, 307 and 379/34 of the

Indian Penal Code .

3. As per the allegation made in the FIR, the petitioner

in a planned manner along with the other co-accused persons

had snatched the gold chain of the informant, as well as, he had

attempted to snatch the key of the vehicle and when the

informant resisted, the petitioner including the other co-accused

person assaulted the informant. The specific allegation against

the petitioner is that of causing injury on the head of the

informant by means of 'Butt' portion of the pistol.

4. Learned counsel appearing on behalf of the

petitioner submitted that the petitioner is innocent and he is not



involved in the alleged incident as narrated in the FIR.

5. Learned counsel further submitted that in fact the informant had met with an accident and sustained injury for which the petitioner cannot be blamed.

6. Learned APP for the State has vehemently opposed the prayer for grant of pre-arrest bail to the petitioner.

7. Having considered the rival submissions made on behalf of the parties, as well as, the nature of the allegation as alleged against the petitioner and also taken into consideration the information as contained in the impugned order that the victim was taken for treatment to PMCH for head injury, I am not inclined to enlarge the petitioner on pre-arrest bail, however, the petitioner, if so advised, may file regular bail application before the learned district court and the learned district court is directed to hear the regular bail application on the same day of its filing.

8. Accordingly, the present bail application filed on behalf of the petitioner is rejected.

(Purnendu Singh, J)

Chn/durgesh

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