

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48116 of 2024

Arising Out of PS. Case No.-154 Year-2024 Thana- RAFIGANJ District- Aurangabad

Sanjay Chaudhary Son of Late Shiv Chaudhary Village- Baligawn, P.S.-
Rafiganj, Distt.- Aurangabad (BIHAR)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shailesh Kumar Singh

For the Opposite Party/s : Mr. Arun Kumar Singh

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 23-07-2024 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered
for the offence punishable under Section 37 of Bihar Prohibition and
Excise Act & Sections 341, 323, 307, 379, 504, 506 and 34 of the
Indian Penal Code.

3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and informant alleged
that all the accused persons including the petitioner pelted stones
upon the house of the informant, on account of dispute, between the
children and petitioner along with two other accused were having an
iron rod in their hand and they assaulted Sunny with an intention to
kill him and looted Rs. 50,000/- cash. It is also submitted that it has
been specifically pleaded at para-6 that there is no injury to anyone
on the informant's side. It is next submitted that allegation of creating



ruckus after drinking is against Ajay.

4. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

5. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.5000/- (Rupees five thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Rafiganj P.S. Case No.154/2024, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

6. It is made clear that the learned trial court before accepting the bail bonds of the petitioner shall verify the criminal antecedents of the petitioner and in the event if it is found that petitioner has antecedent of even one case, in that event, the present anticipatory bail order shall not be given effect to.

(Satyavrat Verma, J)

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