

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49660 of 2024

Arising Out of PS. Case No.-171 Year-2023 Thana- NIMACHANDPURA District- Begusarai

Saurav Kumar @ Saurav Mochi Son of Kailu Mochi @ Kailash Das @
Kailash Mochi R/o Village- Ajhaur, P.S.- Nimachandpura, District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Braj Bhusan Poddar

For the Opposite Party/s : Mr.Rina Sinha

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

- 2 23-08-2024 1. Heard learned Counsel for the petitioner and learned Additional Public Prosecutor for the State.
2. This application, for grant of anticipatory bail, arises out of Nimachandpura Police Station Case No. 171 of 2023, dated 07.12.2023, disclosing offences punishable under Sections 323/341/307/385/386/504/506/34 of the Indian Penal Code.
3. The prosecution case, as per the First Information Report, is that on 06.12.2023 while the informant was returning from Hat (market) on his scooty with his friend, the petitioner, along with other accused persons, intercepted him and demanded extortion amount of Rs. 50,000/-. In the meanwhile, the petitioner assaulted the informant with butt of the pistol on his head and when friend of the



informant intervened, co-accused Pankaj Ram assaulted him with iron rod, causing injury on his head. It is also alleged that co-accused Dheeraj Ram snatched Rs. 4500/- from the pocket of the informant.

4. Learned Counsel for the petitioner submits that the petitioner has falsely been implicated in this case on the basis of concocted story due to some dispute regarding purchase of vegetables in the Hat (market). The injury caused to the informant is simple in nature. He further submits that the petitioner has got no criminal antecedent and co-accused persons, namely, Dheeraj Ram and Pankaj Ram, have been granted anticipatory bail by this Court, vide order, dated 28.05.2024, passed in Criminal Misc. No. 34680 of 2024.
5. Regards being had to the submissions advanced on behalf of the parties and taking into consideration the fact that the petitioner has got no criminal antecedent, the injury caused to the informant is simple in nature and co-accused persons have been granted anticipatory bail by this Court, I am inclined to grant the petitioner privilege of anticipatory bail.
6. This application is, accordingly, allowed.



7. Let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of four weeks from today, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Begusarai, in connection with Nimachandpur Police Station Case No. 171 of 2023, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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