

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54198 of 2024

Arising Out of PS. Case No.-83 Year-2024 Thana- CHERIYA BARIYARPUR District-
Begusarai

=====

Gopal Pathak Son Of Umesh Pathak Resident Of Village - Mehda Sahpur,
Police Station - Cheria Bariyarpur, District - Begusarai

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Manoj Kumar Singh, Advocate
For the Opposite Party/s : Ms.Rina Sinha, APP

=====

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

- 2 31-08-2024 1. Heard learned Counsel for the petitioner and
learned APP for the State.
2. This application, for grant of anticipatory bail,
arises out of Cheria Bariyarpur PS case no. 83 of 2024,
disclosing offences punishable under Section 307 and other
allied sections of the Indian Penal Code.
3. The prosecution story, as per the First Information
Report, is that on 14.04.2024, while the informant and his son
reached at the house with straw, they saw that petitioner's son
namely Golu Kumar was pressing the neck of the informant's
daughter by legs and when the informant raised alarm, wife of
the informant arrived there, caught hold of Golu Kumar and
took him before the petitioner. After seeing informant's wife,



petitioner started abusing and assaulted her with the back portion of the spade.

4. Learned Counsel for the petitioner submits that both parties are agnates, there is land dispute between them and a counter case has also been lodged by the side of the petitioner against informant and others bearing Cheria Bariyarpur PS case no. 87 of 2024. Learned counsel further submits that the injury caused to the informant's wife is simple in nature, as would be apparent from the impugned order itself.

5. Regard being had to the submissions made on behalf of the parties and taking into consideration the fact both parties are agnates, case and counter case is existing between them and injury caused to the informant's wife is simple in nature, I am inclined to grant the privilege of anticipatory bail to the petitioner.

6. This application is, accordingly, allowed.

7. Let petitioner, abovenamed, in the event of his arrest or surrender before the Court below within six weeks, 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 Additional Chief Judicial Magistrate, Manjhaul, Begusarai in connection with Cheria Bariyarpur PS



case no. 83 of 2024, subject to the condition laid down under
Section 438 (2) of the Code of Criminal Procedure.

(Anil Kumar Sinha, J)

rinkee/-

U		T	
---	--	---	--

