

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55498 of 2024

Arising Out of PS. Case No.-549 Year-2023 Thana- SULTANGANJ District- Patna

1. Akhilesh Kumar @ Krish Kumar son of Jittu Sahni Village- Devi Sthan Nimal Gulbi Ghat Ps- Sultanganj Dist- patna
2. Jittu Sahni son of Nagina Mahto Village- Devi Sthan Nimal Gulbi Ghat Ps- Sultanganj Dist- patna
3. Gudiya Devi wife of Jittu Sahni Village- Devi Sthan Nimal Gulbi Ghat Ps- Sultanganj Dist- patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bimal Kumar Jha
For the Opposite Party/s : Mr.Pawan Kumar Chaurasia

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 03-09-2024 1. Heard learned counsel for the petitioners and learned A.P.P. for the State.

2. The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 147, 341, 323, 504, 506 and 307 of the Indian Penal Code.

3. Learned counsel for the petitioners submits that the petitioners are persons with clean antecedent and the informant alleges that he had gone to attend a *Shraddh* where Tarakhnath along with petitioners and other accused persons started abusing him, his wife and son on the ground that that informant had performed his second marriage, on protest, Tarakhnath assaulted



him by an iron spatula indiscriminately causing injury on head, and when his son and wife tried to save him, Nitish assaulted his son by an iron rod causing injury on head and other accused assaulted both his wives with fist, leg, bricks and also tore their clothes.

4. Learned counsel for the petitioners submits that petitioners have been falsely implicated in the instant case by the informant. It is further submitted that from perusal of the allegation as alleged in the FIR, it would manifest that specific allegation of assault is alleged against Tarakhnath and Nitish and as far as these petitioners are concerned, the allegation against them is general and omnibus in nature, that is, no specific allegation of assault is alleged.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners.

6. Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the event of their arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) each 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
Sultanganj P.S. Case No. 549 of 2023, subject to the conditions
as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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