

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60076 of 2024

Arising Out of PS. Case No.-165 Year-2024 Thana- HARSIDHI District- East Champaran

Lalan Yadav Son of Harendra Yadav @ Harindra Yadav R/o Village- Khodi
Pakar, P.S.- Harsidhi, District- East Champaran, Motihari

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sharda Nand Mishra

For the Opposite Party/s : Mr. Tarkeshwar Nath Thakur

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 19-09-2024 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Harsidhi P.S. Case No. 165 of 2024 registered for the
offences punishable under Sections 341, 323, 325, 307, 354(B),
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 the informant
alleges that on 24.03.2024 while she was sitting at her door,
when she saw that her *agnates* have constructed a wall over he
land, on which she raised an objection, thereafter Harendra
Yadav grabbed the informant by her hairs and started dragging
her and thereafter Lalan (petitioner) started assaulting the
informant by an iron rod causing injury over her body and even



her leg got injured, further Chandan started pulling the *saree* of the informant on account of which she got disrobed while Harendra kept dragging her and when son and husband of the informant intervened, everyone assaulted them by *lathi*, *danda* and iron rod and named female members of the family of the petitioner also assaulted them.

4. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the instant case by the informant. It is further submitted that from perusal of the allegation as alleged in the F.I.R., it would manifest that on account of dispute relating to land, the occurrence is alleged to have taken place. It is next submitted that petitioner and the informant are *agnates*.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner and submits that there is a specific allegation against this petitioner of assaulting the informant who is a woman, it is next submitted that from perusal of the order impugned, it would manifest that the same records that the informant received grievous injury. It is next submitted that specific allegation of assaulting the informant is against the petitioner and since the injury is grievous, it amply demonstrates that the informant was assaulted with force in a



brute manner.

6. Considering the submissions made by the learned APP for the State, the Court is not inclined to extend the privilege of anticipatory bail to the petitioner.

7. Accordingly, the instant anticipatory bail application stands rejected.

(Satyavrat Verma, J)

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