

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64202 of 2024

Arising Out of PS. Case No.-252 Year-2023 Thana- KAHALGAON District- Bhagalpur

Vinay Choudhary @ Vinay Nath Choudhary @ Binay Nath Chaudhari S/o-
Chaturbhuj Choudhary Resident Of Village- Ghogha Bazar, Ps- Ghogha, Dist-
Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Praveen Kumar, Adv.

For the Opposite Party/s : Mr.Syed Ehteshamuddin, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 01-10-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. Petitioner is apprehending his arrest in connection with
Kahalgaon (Ghogha) P.S. Case No.252 of 2023, registered for
the offence punishable u/s 147, 148, 149, 436, 504, 506 of the
IPC and section 27 of the Arms Act.

3. As per the prosecution case, the F.I.R. named accused
persons including the petitioner set the house of the informant
on fire and the petitioner is alleged to have fired one show.

4. It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has not committed any offence.
He has been falsely implicated in this case due to ulterior
motive. No such occurrence in the manner as alleged has ever
taken place. It is submitted that no person has sustained any



injury in the alleged firing. There is a land dispute between the parties. Earlier, the daughter-in-law of the petitioner had lodged a case against the family members of the informant. Petitioner has one criminal antecedent.

5. Learned APP for the State opposed the prayer for bail by submitting that there is specific allegation against the petitioner and earlier, these accused persons including the petitioner had killed the husband of the informant about two and half year ago, for which Ghogha P.S. Case No.620/2020, u/s 302/34 IPC, was lodged against the petitioner's side and the case is still pending and these accused persons in order to pressurize the informant to compromise in the said murder case, had committed the alleged offence. This fact has come in the impugned order.

6. Considering the nature of allegation and the materials available on record, I am not inclined to enlarge the petitioner on bail. The prayer for grant of anticipatory bail on his behalf is hereby rejected.

7. This application is accordingly dismissed.

(Anjani Kumar Sharan, J)

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