

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63631 of 2024

Arising Out of PS. Case No.-331 Year-2024 Thana- DHANARUA District- Patna

1. Vidya Bind @ Vidyanandan Bind S/o Late Chaneshwar Bind R/o Village- Jhaman Chak, PS- Dhanarua, Distt- Patna
2. Shalendra Bind S/o Vidya Bind R/o Village- Jhaman Chak, PS- Dhanarua, Distt- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ram Naresh Singh

For the Opposite Party/s : Mr. Nirmal Kumar Sinha

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 17-12-2024 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 341, 323, 307, 379, 504, 506 and 34 of the Indian Penal Code.

3. Learned counsel for the petitioners submits that petitioners are persons with clean antecedent and the informant alleges that on account of dispute relating to passage, Vidya Bind assaulted her by *Khanti* causing injury on head, while Shalendra by *lathi* assaulted her mother-in-law causing injury on hand and swelling on waist and also took her gold nose pin.

4. Learned counsel for the petitioners submits that



petitioners have been falsely implicated in the instant case by the informant on account of dispute relating to land. It is further submitted that on account of land dispute, there was an altercation in which both sides assaulted each other. It is further submitted that the injury suffered by the informant is simple in nature, as such, petitioner, Vidya Bind, never had any intention of committing a serious occurrence. It is also submitted that no doubt the injury suffered by the mother-in-law of the informant is opined to be grievous, but then the same is on non vital part of the body. It is next submitted that petitioners are related and are having dispute relating to land and the female of both side had a fight, but the petitioners came to be implicated. It is next submitted that petitioners are persons with clean antecedent and are not criminals.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners, but then is not in a position to rebut the submission of the learned counsel appearing on behalf of the petitioner that the injury suffered by the informant is simple in nature.

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 Dhanarua P.S. Case No. 331 of 2024 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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