

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71539 of 2024

Arising Out of PS. Case No.-242 Year-2024 Thana- MOHANIYA District- Kaimur (Bhabua)

VIKASH PASWAN S/O- GULAB CHAND PASWAN @ GULABCHAND
PASAVAN Village- Barej Po- Belauri @ Belondi Ps-Mohaniaya Dist- Kaimur
at Bhabua

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vinod Kumar Seth, Adv

For the Opposite Party/s : Mr. Dilip Kumar No. 1, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 23-10-2024 Heard Mr. Vinod Kumar Seth, learned counsel for the
petitioner and Mr. Dilip Kumar No.1, learned APP for the State.

2. The petitioner apprehends his arrest in connection with
Mohania P.S. Case No.242 of 2024, registered for the offence
punishable under Sections 341, 323, 307, 379, 34 of the Indian
Penal Code.

3. As per the FIR, petitioner and the father of the petitioner
assaulted the informant by means of lathi and danda due to
which the informant was injured.

4. It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has committed no offence. He
has been falsely implicated in this case. No such occurrence, in
the manner as alleged, has ever taken place. The allegation
levelled against the petitioner is not specific rather general and



omnibus in nature. There is no specific overt act against the petitioner. There is a case and counter case between the parties and both sides have sustained injuries. Petitioner has no criminal antecedent.

5. Learned APP for the State opposed the prayer for anticipatory bail by submitting that there is specific allegation against the petitioner to assault the informant due to which he sustained grievous injury.

6. Having regard to the facts and circumstances of the case as well as considering the nature of injury, I am not inclined to enlarge the petitioner on bail. The prayer for grant of anticipatory bail on his behalf is hereby rejected.

7. Accordingly, this application is dismissed.

(Anjani Kumar Sharan, J)

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