

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80012 of 2024

Arising Out of PS. Case No.-57 Year-2024 Thana- Mission District- Sheikhpura

Nitish Sahni @ Nitesh Sahni Son of Late Dahu Sahni R/O- Village-
Nasibchak ,P.S-Mission (Barbigha) , Dist -Sheikhpura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dr. Anjani Pd. Singh, Advocate

For the Opposite Party/s : Ms. Dr. Indihar Kumari, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 03-12-2024 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner apprehends his arrest in a case registered
for the offence punishable u/s 126, 115(2), 74, 303(2), 109(1),
352, 3(5) of B.N.S.S.

3. Allegedly, all the F.I.R. named accused persons including
the petitioner came with *lathi*, *danda* and iron rod and assaulted
the informant and his family members. One co-accused person
snatched golden chain from the neck of informant's mother.

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. There is specific
allegation on petitioner that he has assaulted Avinash Kumar



with iron rod but as per injury report, injury was found simple in nature which is annexed as Annexure-P/2 of the bail application. Petitioner has no criminal antecedent as mentioned in para 3 of the bail application.

5. Learned APP for the State opposed the prayer for bail.
6. Having regard to the facts and circumstances of the case and considering the nature of injury and clean antecedent of the petitioner, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/Successor Court in connection with Mission (Barbigha) P.S. Case No.57 of 2024, subject to the conditions as laid down under Section 482(2) of BNSS, 2023.

(Anjani Kumar Sharan, J)

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