IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84327 of 2024

Arising Out of PS. Case No.-20 Year-2024 Thana- BARARI District- Katihar

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Mithun Singh @ Mithun Kumar Singh Son of Late Naresh Singh R/O -Village- Marghia Kadar Tola, P. S- Barari, District- Katihar

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Rajendra Prasad Sah
For the Opposite Party/s : Mr. Parmanand Kumar

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA

ORAL ORDER

2 13-12-2024

1. Heard learned Counsel for the petitioner and learned Additional Public Prosecutor for the State.

2. This application, for grant of anticipatory bail, arises out of Barari Police Station Case No. 20 of 2024, dated 18.01.2024, disclosing offences under Sections 341/323/307/379/354/506/504/34 of the Indian Penal Code.

3. The prosecution case, as per the First Information Report, is that on 11.01.2024, the informant went to the brick klin and demanded his back-wages, upon which, the petitioner, along with other accused persons, assaulted the informant and his wife and also snatched golden chain from the informant's wife and torn saaree and blouse etc.

4. Learned counsel for the petitioner submits that the

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petitioner has falsely been implicated in the present case due to dispute between the co-accused Sanjay Singh and the informant and the petitioner has no concern with the said brick klin. He next submits that the co-accused Sanjay Singh is the own brother of the informant and allegation of assault is general and omnibus in nature. He further submits the injury caused to the informant is simple in nature as would be evident from the impugned order. The similarly situated co-accused persons have been granted anticipatory bail by this Court in Cr. Misc. 49624 of 2024.

5. Having regard to the submissions made on behalf of the parties and taking into consideration the nature of allegation and the fact that the injury caused to the informant is simple in nature and the similarly situated co-accused persons have been granted anticipatory bail by this Court, I am inclined to grant the petitioner privilege of anticipatory bail.

6. This application is, accordingly, allowed.

7. Let the petitioner, above named, in the event of his arrest or surrender before the Court below within four weeks, be released on bail on furnishing bail bond of Rs. 10,000/-

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(Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate I, Katihar, in connection with Barari Police Station Case No. 20 of 2024, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Anil Kumar Sinha, J)

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