

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84993 of 2023

Arising Out of PS. Case No.-150 Year-2022 Thana- DAUDPUR District- Saran

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1. Ranjay Mahto Son of - Satyadeo Mahto Resident of Village - Chhotki Kurwa, P.S.- Daudpur, District- Saran at Chapra.
 2. Nitish Kumar @ Nitish Mahto Son of - Chhotelal Mahto Resident of Village - Chhotki Kurwa, P.S.- Daudpur, District- Saran at Chapra.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Chandra Mohan Jha

For the Opposite Party/s : Mr. Upendra Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 16-01-2024 Heard the parties.

2. The petitioners apprehend their arrest in connection with Daudpur P.S. Case No.150 of 2022, registered for the offence punishable under Sections 147, 148, 149, 341, 353, 323, 427, 307, 504, 506 of the Indian Penal Code.

3. Allegedly, the petitioners and other co-accused persons assaulted the police party who went to village Chhotki Kurwa for the investigation of Daudpur P.S. Case No.149 of 2022.

4. It is submitted by learned counsel for the petitioners that petitioners are quite innocent and have committed no offence. They have been falsely implicated in this case. No such occurrence, in the manner as alleged, has ever taken place. The



allegation levelled against the petitioners is not specific rather general and omnibus in nature. There is no specific overt act against the petitioners. Petitioner no.1 has no criminal antecedent and petitioner no.2 has one criminal antecedent.

5. Learned APP for the State opposed the prayer for anticipatory bail.

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

7. Accordingly, this application is dismissed.

8. However, if the petitioner surrenders before the learned Court below within a period of six weeks from today and seek for regular bail, the learned Court below shall pass the order on the same day in accordance with law.

(Anjani Kumar Sharan, J)

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