

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87151 of 2024

Arising Out of PS. Case No.-256 Year-2024 Thana- SAHPUR District- Bhojpur

Ashok Yadav S/o- Kapildeo Yadav Village- Dumariya PS-Shahpur District-
Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bhaskar Shankar

For the Opposite Party/s : Mr.Harendra Prasad

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 19-12-2024 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 126(2), 115(2), 109, 303(2), 352, 351(2), 3(5) of B.N.S.

3. As per the prosecution case, the petitioner along with other co-accused persons are said to have assaulted the informant and his family members by means of *lathi-danda* and iron rod.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. There is case and counter case between the parties and admitted land dispute



between the parties. He submits that there is allegation against the petitioner to assault the son of the informant and the injury is found simple in nature. He further submits that there is specific allegation against co-accused Rakesh Yadav, who is said to have assaulted the wife of the informant and the injury is found grievous in nature. Petitioner has no criminal antecedent as mentioned in para-3 of this application.

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

6. Considering the facts and circumstances of the case and the fact that the injured person has sustained simple injury, 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 Shahpur P.S. Case No. 256 of 2024, subject to the condition as laid down under Section 482 (2) of the B.N.S.S.

(Anjani Kumar Sharan, J)

anand/-

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