

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3953 of 2024

Arising Out of PS. Case No.-339 Year-2023 Thana- ARA MUFFSIL District- Bhojpur

PINTU KUMAR S/O WAKIL YADAV @ VAKIL SINGH R/O VILLAGE-
PIPRAHIYA, P.S- ARA MUFFASIL, DIST.- BHOJPUR.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Raju Kumar Singh, Advocate

For the Opposite Party/s : Mr. Md. Aslam Ansari, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 07-02-2024 Heard Mr. Raju Kumar Singh, learned counsel for

the petitioner and Mr. Md. Aslam Ansari, learned APP for the

State.

2. The petitioner is apprehending his arrest connection with Ara Muffasil P.S. Case No. 339 of 2023, F.I.R. dated 01.08.2023 registered for the offences punishable under Sections 447, 341, 307, 337, 379, 504, 323, 506, 34 of the Indian Penal Code.

3. The petitioner is alleged to have committed assault to the informant by the butt of his gun due to which causing injury.

4. Learned counsel for the petitioner submits that the petitioner has clean antecedent and he has been falsely implicated in the present case due to admitted land dispute



between the parties. He further submits that as per allegation in the F.I.R. that the petitioner has committed assault by the butt of the pistol on the head of the informant and the informant has received injury. Learned counsel for the petitioner submits that although he has received injury but the injury report of the informant namely Chattu Kumar Singh suggests that the injury is simple in nature.

5. Learned APP for the State has opposed the prayer for anticipatory bail of the petitioner.

6. Considering the facts and circumstances of the case, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M. VII, Bhojpur at Ara in connection with Ara Muffasil P.S. Case No. 339 of 2023, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure and with other following conditions :-

(1) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and



on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witness, in that case, the prosecution will be at liberty to move for cancellation of bail.

(3) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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