

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4297 of 2025

Arising Out of PS. Case No.-428 Year-2024 Thana- MUFFASIL District- West Champaran

Amit Kumar @ Amit Kumar Sony, aged about 32 years (M), S/O Suresh Sah
@ Surendra Sah, R/O village- Ranipakdi, P.S.- Bettiah Mufasil, Dist.- West
Champaran.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Brij Kishor Mishra, Advocate

For the Opposite Party/s : Mr. Syed Mojibur Rahman, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 24-01-2025 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner apprehends arrest in connection with
Bettiah Muffasil PS Case No.428 of 2024 dated 03.08.2024,
instituted under Sections 341, 323, 354-B, 379, 504/34 of the
Indian Penal Code in which Section 307 of the Indian Penal
Code was added later on.

3. The allegation against the petitioner is that he
assaulted the informant on his head by means of iron rod.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case. Further submission is that there is land dispute between
the parties and counter case has also been lodged against the



informant side. It is also submitted that there is allegation that altogether eight persons assaulted the informant but he received only one injury.

5. Learned APP has opposed the prayer for bail. Learned APP submits that there is specific allegation against the petitioner that he assaulted the informant with iron rod on his head, who received 4 cm x 3 cm lacerated wound over left parietal region, which was skin deep. CT scan of the injured shows is as follows: *“Acute SDH of blood attenuation is noted in left posterior parietal convexity with maximum depth of 3 mm in parietal convexity. No significant mid-line shift is noted. Hemorrhagic contusions are noted in right temporal lobe inciting very minimal perilesional edema, largest measuring 14 x 8mm”*.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, I am not inclined to extend the privilege of anticipatory bail to the petitioner.

7. Accordingly, prayer of the petitioner for grant of anticipatory bail is rejected

8. The application stands dismissed.

9. If the petitioner surrenders before the Court below



and prays for regular bail within a period of six weeks, the same shall be considered and disposed of, preferably, on the same day without being prejudiced by this order.

(Khatim Reza, J)

J. Alam/-

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