

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5071 of 2025

Arising Out of PS. Case No.-72 Year-2024 Thana- MEHANDIGANJ District- Patna

1. Rohit Kumar Son of Shambhu Pandit
 2. Ravi Kumar Pandit @ Ravi Kumar son of Shabhu Pandit
 3. Babli Kumari Daughter of Shambhu Pandit
 4. Ranju Devi Wife of Shambhu Pandit
 5. Shambhu Pandit son of Vishundhari Pandit.
- All are Resident Of Village Pratappur, Ps Mehandiganj, District Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shyam Kumar Chaudhary, Advocate
For the Opposite Party/s : Ms.Pushpa Sinha, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 19-02-2025 Heard Mr.Shyam Kumar Chaudhary, learned counsel
for the petitioners and Ms.Pushpa Sinha, learned Additional
Public Prosecutor for the State.

2. The petitioners are apprehending their arrest in connection with Mehandiganj P.S.Case No.72 of 2024, FIR dated 27.05.2024 registered for the offences punishable under Sections 341,323,448,354,504,506/34 of the Indian Penal Code.

3. The prosecution case in short is that on 26.05.2024 at 8.0 PM, all the accused petitioners entered in the house of informant and started abusing and assaulting for filling off the path due to which the informant's hand cut and sustained injury



in the body. The accused persons also assaulted the informant's daughter with fists and slaps and also with stick due to which she sustained injury and get unconscious. After raising alarm, the nearby people gathered and the accused persons fled away by giving threat to the informant.

4. Learned counsel for the petitioners submits that petitioners have clean antecedent and they have falsely been implicated in the present case. It appears from the FIR that due to petty dispute the present occurrence had taken place and both the parties are next door neighbour and from a bare perusal of the FIR it appears that there is no specific allegation of any assault or overt-act attributed against the petitioners rather there is general and omnibus allegation against all the accused persons including the petitioners and the informant side have not received any injury.

5. Learned A.P.P. for the State, on the other hand, has vehemently opposed the prayer for anticipatory bail of the petitioners.

6. Considering the aforesaid facts, petitioners have clean antecedent and there is no specific allegation of any assault or overt-act attributed against the petitioners rather there is general and omnibus allegation against all the accused



persons including the petitioners, let the petitioners, above named, in the event of their 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 (Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Additional District and Sessions Judge-IV, Patna City in connection with Mehandiganj P.S. Case No.72 of 2024, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure/Section 482(2) of BNSS, 2023 and with other following conditions:-

(I) Petitioners 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 their absence on two consecutive dates without sufficient reason, their bail bonds shall be cancelled by the Court below.

(II) If the petitioners tamper with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(III) And, further condition that the court below shall verify the criminal antecedent of the petitioners and in case at any stage, it is found that the petitioners have concealed their



criminal antecedents, the court below shall take step for cancellation of bail bond of the petitioners. 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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