

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9343 of 2025

Arising Out of PS. Case No.-114 Year-2023 Thana- YADOPUR District- Gopalganj

Dharmendra Ram S/o Bhulan Ram Resident of village- Chatur Bagaha, PS-
Jadopur, District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pankaj Kumar Dubey

For the Opposite Party/s : Mr. Chandra Bhushan Prasad

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 05-03-2025 1. Heard learned counsel for the petitioner and learned
APP for the State Mr. Chandra Bhushan Prasad.

2. The petitioner apprehends his arrest in connection
with Jadopur P.S. Case No.114/2023, registered for the offences
punishable under Sections 341, 323, 324, 307, 325, 34 of the
Indian Penal Code.

3. The learned counsel for the petitioner submit that
the petitioner is a person with clean antecedent and the
informant alleges that his neighbours i.e. accused persons on
20.05.2023 at 06:00 p.m., were filling soil on the foundation for
which a civil case is pending, on protest, it is alleged that
Sandeep assaulted by sword, causing injury on head of the
informant, thereafter, Ambika assaulted Ranjeet and Buniyad by
knife indiscriminately, causing injury and they fell when



Mundrika assaulted Buniyad with an iron rod, causing fracture of hand and leg and petitioner assaulted Urmila by Barchha, causing injury on head, thereafter, Harihar kicked Shila on her abdomen, who was carrying pregnancy of five months.

4. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the instant case by the informant. It is next submitted that on account of dispute relating to land, an altercation had taken place in which both sides assaulted each other. It is further submitted that from side of the petitioners, Gopalganj P.S. Case No. 119 of 2023 had been instituted by the wife of Ambika against the informant and his side alleging that the side of the informant were aggressor who assaulted Ambika and when Sandeep, Mundrika and others went to save him, they were assaulted. It is further submitted that though the petitioner is alleged to have assaulted Urmila by Barchha, but then from perusal of the order impugned, it would manifest that the same does not record whether the injury was grievous or simple.

5. The learned APP for the State Mr. Chandra Bhushan Prasad opposes the anticipatory bail application of the petitioner and submits that from perusal of the allegation as alleged in the F.I.R., it would manifest that there is specific



allegation against the petitioner of assaulting a woman by Barchha on head i.e. vital part of the body. It is next submitted that from perusal of the order impugned, it would manifest that the dimension of the injury suffered by Urmila has been recorded that she suffered a lacerated wound of size 4 c.m. x 0.5 c.m. in left parietal region and of size 6 c.m. x 0.5 c.m. in right parietal region, which amply demonstrates that the injuries were on vital part of the body.

6. Considering the submissions made by the learned APP, the Court is not inclined to extend the privilege of anticipatory bail to the petitioner.

7. The anticipatory bail application of the petitioner is rejected.

(Satyavrat Verma, J)

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