

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.21415 of 2025**

Arising Out of PS. Case No.-153 Year-2024 Thana- BARHIYA District- Lakhisarai

Shashi Kumar S/o Late Vilati Singh R/o ward no. 10, Khutha Dih, P.s.-  
Barahiya, Distt.- Lakhisarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Mukesh Kumar, Advocate

For the Opposite Party/s : Mr.Yogendra Kumar Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA**  
**ORAL ORDER**

2      04-04-2025                      Heard      Mr.Mukesh Kumar, learned counsel  
appearing for the petitioner and Mr.Yogendra Kumar Singh,  
learned Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in connection with Barahiya P.S.Case No.153 of 2024, FIR dated 15.06.2024 registered for the offences punishable under Sections 341,323,307,504,506,34 of IPC.

3. Earlier the petitioner has moved before this Court in Cr. Misc. No.9144 of 2025 and the same was dismissed as withdrawn with liberty to file a fresh application vide order dated 07.03.2025.

4. Allegation against the petitioner is that he alongwith other co-accused persons assaulted to the informant



by means of some sharp edged weapon and due to that informant sustained injury and became unconscious.

5. Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the present case. The allegation as alleged in the FIR is false and fabricated and the petitioner has not committed any offence as alleged in the FIR. From a bare perusal of the FIR it appears that there is no specific allegation of any assault or overt-act attributed against the petitioner rather there is general and omnibus allegation against all the accused persons including the petitioner.

6. Learned APP for the State, on other other hand, has vehemently opposed the prayer for anticipatory bail of the petitioner and submits that the petitioner carries three more cases other than the present one but fairly submits that the petitioner is on bail in these cases, as mentioned in para-3 of the bail petition.

7. Considering the aforesaid facts and there is no specific allegation of any assault or overt-act attributed against the petitioner, 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 (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Lakhisarai in connection with Barahiya P.S.Case No.153 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) 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/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(II) If the petitioner tampers 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 petitioner and in case at any stage, it is found that the petitioner has concealed his/her 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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