

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20814 of 2025

Arising Out of PS. Case No.-72 Year-2024 Thana- Manuapul District- West Champaran

Adarsh Kumar Mishra @ Mangani Mishra son of Someshwar Mishra R/O
vill.-Jokaha P.S.- Manuapool Dist- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Akhileshwar Kumar Shrivastva, Adv.
For the State : Mr. Madhura Nand Jha, APP

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

3 06-08-2025 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 341, 323, 354(b), 324, 504/34 of the Indian Penal Code.

3. The specific allegation against the petitioner in the FIR is that the petitioner caught hold of the informant and dragged her towards an orchard and assaulted on her head causing injury.

4. Learned counsel for the petitioner submits that the allegations made in the FIR are totally false and no such occurrence had taken place. The informant had rather received injuries during the course of brick-batting which was happening in a *panchayati* which was being conducted for a totally different reason. This fact finds support from the



materials collected during the course of investigation in paragrapha 9, 10, 28 and 29 of the case diary. It is due to such reason that the police has submitted final form as against the petitioner which has been brought on record as Annexure-P/2. However, differing with the said final form, the cognizance has been taken against this petitioner along with others. It is further submitted that the petitioner is a bank employee having one criminal antecedent and in that case also, final form has been submitted which was even accepted by the Court. It is also submitted that both the parties are *pattidars* and next door neighbours and there is case and counter case between the parties.

5. Learned APP for the State, however, opposes the prayer for anticipatory bail on the ground that the informant has suffered a grievous injury caused by a hard and blunt object.

6. Considering the facts and circumstances of the case and also taking into consideration that the Investigating Agency has initially found the petitioner to be innocent, I am inclined to grant the privilege of anticipatory bail to the petitioner. Let the petitioner, above named, in the event of his arrest or surrender before the Court below within four weeks, 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 the learned lower Court where the case is pending/successor Court in connection with Manuapool P.S. Case No. 72 of 2024, subject to the condition as laid down under Section 438 (2) of the Cr.P.C/ 482 (2) of the BNSS, 2023.

(Soni Shrivastava, J)

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