

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27003 of 2025

Arising Out of PS. Case No.-84 Year-2024 Thana- VIDYAPATINAGAR District- Samastipur

Naveen Kumar @ Golu S/o Prabhat Kumar Singh Resident of Village-
Simari, Ward No. 03, P.S.- Vidyapatinagar, Distt.- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Surya Narayan Roy

For the Opposite Party/s : Mr.Prem Kumar Jha

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 09-05-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with Vidyapatinagar P.S. Case No. 84 of 2024 registered for the offences punishable under Sections 341, 323, 324, 325, 307, 379, 354, 504, 506/34 of the Indian Penal Code.

3. As per prosecution case, the accusation against the accused persons including the petitioner is of assaulting the informant and his husband by means of Pagharia and *lathi*.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence as alleged against him and has falsely been implicated in the present case due to dirty village politics. There is a case and counter case



between the parties. There is no direct or specific allegation of any overt act against the petitioner rather the same is general and omnibus in nature. He further submits that neither the victim sustained any serious injury nor any repeated blow was caused to them. He further submits that nothing incriminating has been recovered from the conscious possession of the petitioner. The petitioner has no criminal antecedent as has been stated in paragraph no.3 of the present anticipatory bail application. The petitioner has no concern with the alleged occurrence. There is a non-compliance of Section 103 of the B.N.S.S. which creates a serious doubt in the prosecution case.

5. Learned counsel for the petitioner further submits that the co-accused Baby Devi has been granted anticipatory bail by this Court vide order dated 01.10.2024 passed in Cr. Misc. No. 66411 of 2024.

6. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner, stating that the offence alleged is serious in nature.

7. Having heard learned counsel for the parties and considering the nature and gravity of the offence, this Court is not inclined to grant privilege of anticipatory bail to the petitioner.



8. Accordingly, the prayer for anticipatory bail of the petitioner, above named, is rejected.

9. If the petitioner surrenders before the court below within a period of four weeks from today and prays for regular bail, the same would be considered by the court below in accordance with law without being prejudiced by the order of this Court.

(Rudra Prakash Mishra, J)

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