

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28808 of 2025

Arising Out of PS. Case No.-222 Year-2022 Thana- SIMRI BAKHTIYARPUR District-
Saharsa

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Basant Sharma S/o Kamleshwari Sharma @ Kamaleshwari Sharma R/o
Village- Belwara Den Sharma Tola Ward No. 06, P.S.- Simri, Bakhtiyarpur
(Kanariya O.P.) at present P.S.- Kanariya, District- Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amarnath Jha, Advocate

For the Opposite Party/s : Mr. Anil Prasad Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 15-07-2025 Heard learned counsel for the petitioner and the State.

2. Petitioner apprehends arrest in a case registered for
the offences punishable under Sections 341, 323, 324, 307, 354,
379, 448, 427, 504/34 of the Indian Penal Code.

3. As per the F.I.R., allegation against petitioner is of
assault by sharp-edged weapon on the left hand of the
informant. It is further alleged that petitioner also tried to tear
the blouse of informant with intention to outrage her modesty.

4. Learned counsel appearing on behalf of the
petitioner submits that petitioner is innocent and has committed
no offence. Petitioner and informant are next-door neighbours
and due to old enmity between the parties, this false case has
been lodged. Co-accused Nitu Devi, who is sister-in-law of the
informant, has lodged Simri Bakhtiyarpur P. S. Case No. 160 of



2022 against Asha Devi and others and co-accused Bechan Sharma has lodged Simri Bakhtiyarpur P. S. Case No. 280 of 2019 against family members of the informant. It is further submitted that injury allegedly caused by this petitioner is simple in nature. Case and counter case. Petitioner claims clean antecedent.

5. Learned A.P.P. for the State vehemently opposed the bail application.

6. Considering the backdrop of the case, nature of accusation, simple injury and clean antecedent, this anticipatory bail is allowed and it is ordered that let the above named petitioner in the event of his arrest/surrender before the court below within a period of eight weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Judicial Magistrate, 1st Class, Saharsa in connection with Simri Bakhtiyarpur (Kanaiya O.P.) P. S. Case No. 222 of 2022, subject to condition as laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Prabhat Kumar Singh, J)

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