

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47601 of 2025

Arising Out of PS. Case No.-100 Year-2019 Thana- BIBHUTIPUR District- Samastipur

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Amit Kumar Sharma S/O Ganga Prasad Sharma R/O Vill.- Kodariya, Ward
No.05, P.S.- Bibhutipur, District- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arun Kumar Sinha

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

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 30-07-2025 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 302
and 34 of the Indian Penal Code.

3. Learned counsel for the petitioner submits that
petitioner is alleged to have assaulted the father of the
informant by knife leading to his death along with other
accused persons.

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 petitioner is a person



with clean antecedent and the police after threadbare investigation came to a considered conclusion that petitioner is innocent and thus submitted final form being Final Form No. 329 of 2019 dated 16.11.2019 exonerating the petitioner of the allegation, the final form was also accepted by the learned ACJM, but during the course of trial, the petitioner has been issued summons under Section 319 Cr.P.C. and thus apprehends arrest. It is next submitted that when one investigating agency after threadbare investigation came to a considered conclusion that petitioner is innocent and the final form was accepted by the learned Trial Court whether it would be prudent for this Court to deny the privilege of anticipatory bail to the petitioner merely for the reason that petitioner has been called/summoned under Section 319 Cr.P.C.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned trial court within a period of six weeks from today,



be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Bibhutipur P.S. Case No. 100 of 2019 subject to the conditions as laid down under Section 482 (2) of BNSS.

(Satyavrat Verma, J)

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