

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61629 of 2025

Arising Out of PS. Case No.-302 Year-2024 Thana- DHAKA District- East Champaran

Samir Akhtar S/O Soyeb @ Sheaib @ Md. Shoaib R/O Vill- Lahan Dhaka,
P.S- Dhaka, Dist- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Zaki Haider, Advocate
For the Opposite Party/s : Mr. Dr. Ajeet Kumar, APP

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

ORAL ORDER

3 21-11-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehend his arrest in connection
with Dhaka P.S. Case No. 302 of 2024 instituted for the offence
under Sections 191(2), 191(3), 190, 329(4), 324(4), 326(g),
115(2), 109, 132, 221, 121(1) & 121(2) of the Bharatiya Nyaya
Sanhita, 2023.

3. Prosecution case in short is that the accused
persons, including the petitioner, enraged after a deceased
person was declared dead at the hospital, and they have
allegedly assaulted medical staff and set an ambulance on fire.
Later on, their identification was established through video
footage.



4. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. Petitioner is not named in the FIR and he was remanded in this case from Dhaka PS Case No. 303 of 2024 arising out of the same occurrence merely on suspicion and at the instance of his local rivals due to dirty village politics. There is no specific allegation against the petitioner and petitioner was merely member of the mob. Learned counsel submits that petitioner are not at all concerned with the occurrence. Petitioner bears one criminal antecedent. Other co-accused has been granted bail by this Court vide order dated 03-07-2025, passed in Cr. Misc. No. 44787 of 2025.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the rival submissions made by the learned counsel for the parties, let the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Dhaka P.S.



Case No. 302 of 2024, subject to the conditions as laid down
under Section 482(2) of the BNSS, 2023.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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