

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72109 of 2025

Arising Out of PS. Case No.-449 Year-2025 Thana- MADHAURAH District- Saran

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Guddu Kumar S/O Late Hulas Bhagat R/O Village - Bhedia Tola, P.S-
Marhaurah, Dist.- Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhananjay Kumar Tiwary, Advocate
For the Opposite Party/s : Mr. Raj Ballabh Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 11-11-2025 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 126(2),
115(2), 109, 303(2), 352, 351(2) and 3(5) of the BNS.

3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and is aged about 25
years and the informant alleges that petitioner intercepted him
while he was coming from his shop on 26.06.2025, at 05:30
p.m., and stabbed him causing injury on his head and snatched
Rs.2,000/-.

4. Learned counsel for the petitioner submits that
petitioner has been falsely implicated in the instant case by the
informant. It is further submitted that no doubt, allegation is of
stabbing but then from perusal of the order impugned, it would



manifest that the injury report records superficial cut injury of about $\frac{1}{2}$ " x $\frac{1}{4}$ " x $\frac{1}{4}$ " at the left parieto-occipeto temporal region. It is next submitted that the injury suffered by the injured is simple in nature. It is also submitted that informant and the petitioner are known to each other and on the date of occurrence, they had an altercation and both sides assaulted each other. It is further submitted that the parties have compromised the case, as such, no useful purpose would be served by sending the petitioner to jail. It is reiterated and submitted that petitioner is a young boy, aged about 25 years and if he is sent to judicial custody, despite case being compromised, chances are bright that he may come in contact with the hardened criminals and his entire career would get jeopardized.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner and submits that there is a specific allegation against this petitioner of stabbing the informant on his head, though the injury might be simple.

6. After hearing the learned counsel for the parties, the anticipatory bail application is disposed of in connection with Marhaurah P.S. Case No. 449 of 2025 pending in the Court of learned Chief Judicial Magistrate, Saran at



Chhapra/Successor Court with a direction to the petitioner to surrender on or before 25.11.2025. If the petitioner surrenders on or before 25.11.2025, the learned trial court shall dispose of the case on the same day keeping in mind that the injury suffered by the injured has been opined to be simple and the parties have compromised the case and petitioner is a young boy, aged about 25 years.

(Satyavrat Verma, J)

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