

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76760 of 2024

Arising Out of PS. Case No.-110 Year-2024 Thana- MAKHDUMPUR District- Jehanabad

Chhote Kumar @ Akhilesh Kumar S/o Bechan Yadav @ Bachan Yadav R/o
Village- Serthua Tola, Bazar Par, P.S.- Tehta, District- Jehanabad

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Junior Electric Engineer, Electric Supply Section- Makhdumpur,
Jehanabad Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Ram Binod Singh, Adv.
For the State	:	Mr. Navin Kumar Pandey, APP
For the S.B.P.D.C	:	Mr. Anand Kumar, Adv.
	:	Mr. Rajan Prakash, Adv.

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 17-01-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State and learned counsel for the S.B.P.D.C..

2. The petitioner apprehends his arrest in
Makhdumpur P.S. Case No. 110 of 2024 registered for the
offences punishable under Sections 341, 323, 353, 504, 506/34
of the Indian Penal Code.

3. As per the prosecution case, when the raiding
team of Electricity Department reached in the premises of one
Bijendra Prasad and others regarding theft of electricity, the
F.I.R. named accused persons including the petitioner
obstructed the team in discharge of their official duty and some



of the accused persons abused and assaulted them.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. He submits that there is specific overt act against the petitioner. He further submits that similar situated co-accused has been granted anticipatory bail by this Court vide order dated 24.10.2024 passed in Cr. Misc. No.73239 of 2024. The petitioner has no criminal antecedent as mentioned in para-3 of this application.

5. Learned APP for the State as well as learned counsel for the S.B.P.D.C. opposed the prayer for anticipatory bail and submitted that there is specific allegation against the petitioner that he tried to snatch the mobile of the raiding team.

6. Considering the facts and circumstances of case and the fact that there is specific overt act against the petitioner, I am not inclined to enlarge the petitioner on anticipatory bail. The prayer for anticipatory bail of the petitioner is hereby rejected.

7. However, if the petitioner surrenders before the learned Court below within six weeks from today and seeks regular bail, the learned Court below would pass order on the



same day in accordance with law without being prejudiced by
this order.

(Anjani Kumar Sharan, J)

anand/-

U		T	
---	--	---	--

