

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.90314 of 2024

Arising Out of PS. Case No.-118 Year-2024 Thana- KISHANPUR District- Supaul

Suresh Yadav S/O Jagdish Yadav R/O Village- Sukhashan, Barhattha, P.S-
Kishanpur, Distt.- Supaul.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pramod Mishra, Advocate

For the Opposite Party/s : Mr.Satya Nand Shukla, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

- 2 29-01-2025 1. Heard learned Counsel for the petitioner and
learned APP for the State.
2. This application, for grant of anticipatory bail,
arises out of Kishunpur PS case no. 118 of 2024, disclosing
offences punishable under Section 307 and other allied sections
of the Indian Penal Code.
3. The prosecution story, as per the First Information
Report, is that on 06.05.2024 in the afternoon, petitioner along
with other accused persons arrived at the door of the informant
and started abusing and when objected, petitioner assaulted him
by means of farsa on his head and when informant's son and his
wife intervened, all accused persons assaulted them and
disrobed his wife.
4. Learned Counsel for the petitioner submits that



from perusal of the First Information Report, it would be evident that there is long-standing land dispute between the parties. Learned counsel further submits that the occurrence has taken place on 06.05.2024 but the F.I.R. has been lodged on 12.05.2024 i.e. after 06 days of the occurrence without any cogent explanation. He next submits that a counter case has been lodged by the side of the petitioner bearing Kishunpur PS Case No. 134 of 2024, which is annexed as Annexure-P/2 to the present application. He also submits that the injury caused to the informant is simple in nature, as would be evident from Annexure-3 to the present petition.

5. Having regard to the submissions made on behalf of the parties and taking into consideration the fact that both parties are co-villager having land dispute, case and counter case is existing between the parties and injury caused to the informant is simple in nature, I am inclined to grant the privilege of anticipatory bail to the petitioner.

6. This application is, accordingly, allowed.

7. Let petitioner, abovenamed, in the event of his arrest or surrender before the Court below within six weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the



satisfaction of learned Chief Judicial Magistrate, Supaul in connection with Kishunpur PS case no. 118 of 2024, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Anil Kumar Sinha, J)

rinkee/-

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

