

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8148 of 2015

Arising Out of P.S. Case No. -40 Year- 2014 Thana -Bhadaur
District- Patna

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Shankar Singh Son of Late Ram Kripal Singh resident of
village- Bakawn, P.S. Bhadaur, District Patna

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar Pandey

For the Opposite Party/s : Mr. Anil Kumar(APP)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 02-03-2015

Heard both sides.

The petitioner apprehends his arrest in a
case under Section 342, 323, 325, 307, 504, 506,
380/34 of the Indian Penal Code and later on Section
302 of I.P.C. was added.

The informant namely Dinesh Singh
named the petitioner and alleged that they assaulted
the informant with Lathi. It is further alleged that
petitioner and other accused persons caught Santosh
Singh, the son of the informant and dragged him in a
lane, thereafter, all the accused persons including the
petitioner brutally assaulted the son of the informant
with Lathi causing fracture injury on hand and other
parts of body. The son of the informant died during

course of treatment.

Learned counsel for the petitioner submits that petitioner is innocent, there is no specific allegation of assault against the petitioner. During investigation, it has come that some body pelted stone in which deceased got injuries.

On perusal of the records, it appears that there is very specific allegation against the petitioner and other accused persons that they not only dragged Santosh Singh in a lane but also brutally assaulted him with Lathi causing different injury on his body and Santosh Singh died.

Considering the facts aforesaid, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

Rajeev/-

(Prabhat Kumar Jha, J.)

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