

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44857 of 2015

Arising Out of PS.Case No. -47 Year- 2014 Thana -HASPURA District- AURANGABAD

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Baijnath Rajwanshi, Son of Ramdeo Rajwanshi, Resident of Village-
Fatepur, P.S.- Haspura, District- Aurangabad (Bihar)

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN
AMANULLAH

ORAL ORDER

3 16-10-2015

When the case is taken up, prayer is made for
time.

This Court would like to record that even
yesterday prayer was made only for a pass over and the Court
had granted indulgence with a clear understanding that it
would be heard today.

Thus, today also similar prayer being made,
being unreasonable is rejected. On the offer of the Court to
assist in the matter, learned counsel expresses his inability.

In view of the aforesaid, the Court has been
assisted by learned A.P.P.

The petitioner apprehends arrest in Haspura
P.S. Case No. 47 of 2014 dated 25.07.2014 instituted under
Sections 341/323/307/504/506 of the Indian Penal Code.

The allegation against the petitioner is that he
has assaulted the informant by iron rod leading to injury on

the head.

From the perusal of the records and submissions of learned A.P.P., it appears that the petitioner is named accused with the specific allegation of hitting the wife of the informant with an iron rod on the head. The injury report also corroborates such allegation as two injuries were found on the wife of the informant.

Considering the facts and circumstances of the case and submissions of learned counsel for the parties, the Court is not inclined to enlarge the petitioner on anticipatory bail.

The application, accordingly, stands dismissed.

However, if the petitioner surrenders and prays for regular bail before the Court below, the same shall be considered on its own merits without being prejudiced by the present order.

(Ahsanuddin Amanullah, J.)

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