

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36371 of 2015

Arising Out of PS.Case No. -85 Year- 2015 Thana -GAYGHAT District- MUZAFFARPUR

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Ramashish Kumar Jha @ Ram Ashish Jha Son of Suresh Jha Resident of
Village- Ladaur, P.S.- Gaighat, Distrit- Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Hari Kishore Thakur, Advocate.

For the Opposite Party/s : Mr. Ram Chandra Sahni, APP.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 04-11-2015

Heard both sides.

The petitioner apprehends his arrest in a case under
Section 307 and other sections of the Indian Penal Code.

The petitioner is alleged to have assaulted the
informant with iron rod on his head and blood started oozing out.
The informant was admitted to Primary Health Centre, Gaighat
from where he was referred to D.M.C.H., Darbhanga where the
informant remained under treatment for many days. It is submitted
that the petitioner happens to be the next door neighbour of the
informant and there is some dispute with regard to pathway.

It appears that there is specific allegation against the
petitioner that he assaulted the informant with iron rod causing
injury on his head. Of course, the injury report is not annexed with
the case diary but there appears that the informant was admitted to

D.M.C.H., Darbhanga for treatment and he remained under treatment for quite some time.

Considering the facts aforesaid, I am not inclined to enlarge the petitioner on anticipatory bail in Gaighat P.S. Case No. 85/15. Accordingly, the same is rejected.

The petitioner, if so advised, may surrender in the court below and make prayer for regular bail. The court below shall consider the prayer for regular bail of the petitioner without being prejudiced from this order.

(Prabhat Kumar Jha, J)

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