

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1546 of 2015

Arising Out of PS.Case No. -222 Year- 2014 Thana -ATRI District- GAYA

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Dharmendra Kumar Nirala, Son of Sri Shiv Nandan Prasad, Resident of
Village – Salempur, Police Station – Muffasil in the District of Gaya.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sunil Kumar, Advocate.

For the Opposite Party/s : Mr. Manoj Kumar (App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR

JHA

ORAL ORDER

2 14-01-2015

Heard learned counsel for the petitioner, learned

counsel for the State as well as learned counsel for the informant.

The petitioner apprehends his arrest in Atari P.S.
Case No. 222 of 2014, registered for the offences punishable
under Sections 325, 353, 307 and other Sections of the Indian
Penal Code.

The Block Programme Officer, Atari, Gaya made
allegation that the petitioner entered into his official chamber and
after abusing him, assaulted him and caused injury in the left hand
finger.

Learned counsel for the petitioner submits that the
petitioner filed many Complaint Petitions which is annexed as
Annexure-2 on 3rd December, 2014 and 06th December, 2014
alleging therein that the informant demanded illegal gratification

for execution of the work and that's why the petitioner has falsely been implicated in this case.

Of course, the petitioner filed petition but from the perusal of the fardbeyan, it appears that the Block Programme Officer has made very specific allegation that the petitioner entered into his office abused and assaulted him and caused injury in his hand. The injury is simple in nature.

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

However, the petitioner, if so advised, may surrender before the court below and pray for regular bail and his prayer shall be considered on its own merit without being prejudiced by this order and considering the facts that the informant has got simple injury.

(Prabhat Kumar Jha, J.)

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