

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28473 of 2015

Arising Out of PS.Case No. -196 Year- 2014 Thana -BASANTPUR District- SIWAN

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1. Deo Kumar Soni S/o Late Baidyanath Sah Resident of Village -
Karhikhurd, P.S. Basantpur, District - Siwan.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Mishra

For the Opposite Party/s : Mr. B.Ram(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 23-07-2015 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner apprehends his arrest in connection with
Basantpur P.S. Case No. 196 of 2014 registered for the offences
punishable under Sections 279, 302 of the Indian Penal Code.

The contention on behalf of the petitioner is that after
due investigation, police has found the case true under Section 304
of the Indian Penal Code. It is further contended by him that
according to prosecution case, the petitioner assaulted the
deceased with shoe on his *bajja* but the injury has been found on
the head of the deceased.

Regard being had to the facts and circumstances of
the case as well as submissions of the parties, I am not inclined to

grant the privilege of anticipatory bail to the petitioner and accordingly, his prayer for anticipatory bail in connection with Basantpur P.S. Case No. 196 of 2014 pending in the court of Chief Judicial Magistrate, Siwan stands rejected.

However, it is made clear that this order shall not cause any prejudice to the competent court at the time of consideration of regular bail application of the petitioner.

(Hemant Kumar Srivastava, J)

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