

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4885 of 2016

Arising Out of PS.Case No. -159 Year- 2015 Thana -MAJHAULIA District-
WESTCHAMPARAN(BETTIAH)

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1. Birbal Yadav Son of Banarsi Yadav, Resident of village- Dumari, P.S.-
Majhauriya, District- West Champaran

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar No.-7, Advocate

For the Opposite Party/s : Mr. Bharat Lal (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

2 05-02-2016

Heard learned counsel for the petitioner and the
State.

The petitioner is apprehending his arrest in a
case registered for the offences punishable under Sections
147, 148, 149, 323, 302, 324, 307, 504 of the Indian
Penal Code.

The prosecution case is that the 14 accused
persons variously armed came to the door of the
informant and started abusing. On protest being made by
the brother of the informant Rajbanshi Yadav, on the
order of co-accused Banarsi Yadav and Baliram, the
petitioner assaulted with farsha on the brother of the
informant, causing injury on the left side of his chest.
Subsequently, the brother of the informant succumbed to

the injury.

It is submitted by the learned counsel for the petitioner that for a petty dispute the incident taken place and there is no accusation of repeating the blow.

Considering the fact that petitioner has assaulted the brother of the informant, this Court is not inclined to grant bail to the petitioner in connection with Majhauliya P.S. Case No. 159 of 2015, pending in the Court of learned Chief Judicial Magistrate, Bettiah, West Champaran.

Accordingly, the bail application is rejected.

(Dinesh Kumar Singh, J)

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