

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6894 of 2016

Arising Out of PS.Case No. -193 Year- 2015 Thana -NASRIGANJ District- SASARAM (ROHTAS)

1. Ajay Kumar Singh @ Panku Singh @ Ajay Singh Son of Umesh Singh
resident of village - Pawani, P.S. Nasriganj, District - Rohtas

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shashank Shekhar

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

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 21-04-2016 Heard learned counsel for the petitioner and learned counsel
appearing on behalf of the informant as well as learned Additional
Public Prosecutor for the State.

The petitioner apprehends his arrest in connection with a
case registered for the offences punishable under Sections 302 of
the Indian Penal Code.

Learned counsel for the petitioner submits that the deceased
died of myocardial infarction and the entire story as made out in
the present case is nothing but a figment of imagination of the
informant. It is submitted that the injuries found on the person of
the deceased are in the shape of abrasion and not as described in
the First Information Report.

Learend counsel appearing on behalf of the informant

submits that the victim had been attacked on the neck and also behind the knee which led to his fall resulting in the myocardial infarction.

Learned Additional Public Prosecutor appearing on behalf of the State after perusal of the case diary has submitted that admittedly the post-mortem report reveals that death occurred on account of myocardial infarction and the nature of injuries as described is in the shape of abrasion and there is no further injury to show the brutal attack as has been made out by the prosecution in the First Information Report.

Considering the aforementioned facts and circumstances of the case and also that the petitioner has no criminal antecedent, let the petitioner, in the event of his arrest / surrender within a period of four weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate, Vikramganj, Rohtas in connection with Nasriganj P.S. Case No. 193 of 2015, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Anjana Mishra, J)

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