

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28698 of 2015

Arising Out of PS.Case No. -26 Year- 2015 Thana -CHAKIA District-
EASTCHAMPARAN(MOTIHARI)

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Prama Chaudhary @ Prabha Chaudhary, S/O Late Baban Chaudhary, R/O
Mohalla Santinagar P.S. Chakiya Dist. East Champaran.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Dhannjay Kumar No 2, Advocate.

For the Opposite Party : Mr. Rajesh Kumar (App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

4 04-01-2016 Heard both sides.

The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 307, 325 and other Sections of the Indian Penal Code.

The informant made allegation that the petitioner assaulted him with iron rod on his leg causing fracture injury.

It is submitted that the petitioner happens to be maternal brother of the informant. The petitioner is residing at his Nawasa and there is a land dispute between the parties that is why this false case has been lodged. The informant did not receive any injury. Although, the injury report is not annexed with the case diary, but the witnesses have also stated that Ashok Chaudhary got fracture injury on his leg.

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

However, the petitioner, if so advised, may surrender before the court below within four weeks from the date of receipt/production of a copy of this order and pray for regular bail, his prayer shall be considered on its own merit without being prejudiced by this order.

(Prabhat Kumar Jha, J.)

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