

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46924 of 2015

Arising Out of PS.Case No. -83 Year- 2014 Thana -MEDANICHOWK District- LAKHISARAI

Muksa Kumar @ Mukesh Kumar Son of Bino Mahto alias Bino Resident of
Village - Khaba (Chandra Tola), P.S.-Medani Chauki, Dist.-Lakhisarai

.... .. Petitioner/s

Versus

The State of Bihar

.... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Praveen Kumar Agrawal

For the Opposite Party/s : Mr. A.K. Choudhary (App)

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**
ORAL ORDER

3 27-01-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in connection
with Medani Chowki P.S. Case No. 83 of 2014 registered under
Sections 307/34 of the I.P.C. pending in the Court of C.J.M.,
Lakhisarai.

The allegation is that informant was approached by
his co-villager Karmbir and other known to the informant by face
for vehicle on hire. The informant proceeded with them with
vehicle. In the way, both closed the mouth of informant and
started to cause assault through knife and in the next morning,
informant was boarded on the tempo by Suresh Mahto and
brought to the clinic for treatment.

Learned counsel appearing on behalf of the petitioner submits that in the F.I.R., the informant only named one accused Karmbir saying that other was also his villager but he did not know the name, while he acquainted with the petitioner. As such, petitioner has not been named in the F.I.R. Moreover, five injuries are found on the person of the injured and only one injury grievous in nature was found.

Having considered the facts and circumstances of the case, I am not inclined to enlarge the petitioner on bail. Accordingly, the application for anticipatory bail is rejected. The petitioner is directed to surrender before the Court below within a period of four weeks and pray for regular bail, which shall be decided on its own merit without being prejudiced by the present order.

(Rajendra Kumar Mishra, J)

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