

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44264 of 2016

Arising Out of PS.Case No. -26 Year- 2016 Thana -MAHILA PS District- JEHANABAD

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Jitendra Kumar, son of Kuldip Chauhan, Resident of Village-Beldari Chak,
Police Station-Kadauna (O.P.), District-Jehanabad.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Rajesh Kumar Chaudhary

For the Opposite Party/s : Smt. Anusuiya Jaiswal

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR MISHRA

ORAL ORDER

2 25-10-2016

Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Jehanabad (Mahila) P.S. Case no. 26 of 2016, registered under
Sections 323, 307, 379, 504 and 506/34 of the Indian Penal Code,
pending in the court of Chief Judicial Magistrate, Jehanabad.

The accusation is that the petitioner and his wife forbade
to his sister-in-law to cut grass in the field, when informant made
protest then she was assaulted by this petitioner through lathi on her
head and wife of the petitioner also caused injury through iron rod at
the right hand of the informant. At that time, other four named persons
entered in the house by breaking the door and took the ornaments and
also carried her cow.

Learned counsel for the petitioner submits that, in fact,
the petitioner is the brother-in-law (Devar) of the informant and due to

some family dispute, he has falsely been implicated in this case.

Learned A.P.P. opposed the prayer of bail and submitted that the injury sustained by the informant is grievous in nature.

Having considered the facts and circumstances of the case and the nature of allegation against the petitioner, I am not inclined to grant anticipatory bail to the petitioner. Accordingly, his prayer for grant of anticipatory bail stands rejected. The petitioner is directed to surrender before the trial Court within four weeks and pray for regular bail, which would be considered by the trial Court in accordance with law without being prejudiced by the order of this Court.

(Rajendra Kumar Mishra, J)

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