

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20727 of 2016

Arising Out of PS.Case No. -413 Year- 2014 Thana -MOTIHARI MUFASIL District- EAST
CHAMPARAN (MOTIHARI)

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Nagendra Sah, son of Mohar Sah, Resident of Village- Oliya Tola Pataura,
P.S.- Mufassil, District- East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Sunil Kumar No.III. Advocate.

For the Opposite Party/s : Mr. Ram Shankar Das, Spl. P.P.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 17-05-2016

Heard both sides.

The petitioner apprehends his arrest in a case under
Sections 34, 323, 427, 447, 379, 504, 506 and 34 of the Indian
Penal Code and Section 3(i)(x) of the SC/ST Act.

The informant alleged that he is a PDS shop dealer.
The petitioner claimed and demanded Kerosene Oil from the
informant. The informant informed him that Kerosene Oil has
already been distributed. On such, the petitioner is alleged to have
abused the informant by naming his caste and also damaged the
banana plants of the informant. It is submitted that the occurrence
did not take place in full public view. The case has been lodged on
account of land dispute.

It appears that the informant made a very specific
allegation against the petitioner that he abused him by naming his

caste in full public view and in presence of the Sarpanch, namely, Lagan Mahto and the petitioner also damaged the banana plants of the informant.

Considering the facts aforesaid, I am not inclined to enlarge the petitioner on anticipatory bail in Mufassil (M) P.S. Case No. 413 of 2014. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

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