

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39143 of 2016

Arising Out of PS.Case No. -129 Year- 2014 Thana -PAKRIDAYAL District-
EASTCHAMPARAN(MOTIHARI)

=====

1. Abhishek Singh s/o Birendra Singh r/o vill Ajagarwa P.S. Pakaridayal,
Dist E. Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhannjay Kumar No 2

For the Opposite Party/s : Mr. Pranav Kumar

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

3 20-10-2016 Heard both sides.

The petitioner apprehends his arrest in Pakridayal
P.S. case No.129 of 2014 under Section 354(a), 354(b), 364 and
other Sections of the Indian Penal Code.

The informant alleged that Ram Babu Singh,
Maheshwar Singh and Arvind Singh cut guava tree of the
informant. On such, his mother protested. Thereafter, Ram Babu
Singh, Maheshwar Singh and Arvind Singh stripped the clothes of
his mother and tied her in a pole. Other accused persons assaulted
his mother.

The learned counsel for the petitioner submits that
petitioner is not the assailant of the mother of the informant. The

mother of the informant was traceless but she returned and filed a compromise petition. Similarly situated accused, namely, Guriya Devi and Shail Devi have already been enlarged on anticipatory bail vide order passed in Cr. Misc. No. 50476 of 2015.

It appears that the informant made specific allegation against the petitioner also that when his mother was tied in a pole the petitioner joined other accused persons and assaulted his mother. During the course of investigation Guriya Devi, wife of the informant, and Rekha Devi have also stated the facts that the petitioner also assaulted the mother of the informant. Anticipatory bail petition of Maheshwar Singh and Arvind Singh was rejected by this court vide order passed in Cr. Misc. 9056 of 2016.

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

(Prabhat Kumar Jha, J)

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