

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 39149 of 2016

Arising Out of PS.Case No. -19 Year- 2016 Thana -SIWAN MUFFASIL District- SIWAN

Arjun Yadav son of Madan Yadav Resident of Village-Paigambarpur, P.S.-
Mufasil, Distict-Siwan

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Anil Chandra

For the Opposite Party/s : Mr. Anil Kumar Singh

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2. 21-09-2016 Heard Sri Anil Chandra, learned counsel for the
petitioner and Sri Anil Kumar Singh, learned Addl. Public
Prosecutor.

The sole petitioner, apprehending his arrest in
Mufassil P.S. Case No. 19 of 2016 registered for offence under
Sections 279, 337, 341, 323, 307, 324, 379, 504, 506/34 of the
Indian Penal Code, has prayed for grant of anticipatory bail.

It was submitted by learned counsel for the petitioner
that in a road accident, the informant had received injury, while
petitioner was driving a vehicle and thereafter, informant side
arrived at the resident of the petitioner and tried to assault, in
which, from both the sides, occurrence has taken place and
injuries were received from both the sides. He further submits that

it is true that during pendency of this case, the informant of the present case died, but fact remains that an application of Investigating Officer for adding 304 of the Indian Penal Code in the F.I.R. was rejected by the learned Chief Judicial Magistrate, Siwan, vide order dated 14-06-2016. On aforesaid ground, a prayer has been made to grant anticipatory bail.

Sri Anil Kumar Singh, learned Addl. Public Prosecutor, while opposing the prayer, submits that while rejecting the prayer of anticipatory bail of the petitioner, the learned Sessions Judge, Siwan had noticed that number of injuries were found on the person of the informant side, ofcourse, the injuries were found simple in nature, but at least, two injuries were found on vital portion.

In view of facts & circumstances and nature of accusation, I do not find any ground to extend the privilege of anticipatory bail.

Dismissed.

(Rakesh Kumar, J.)

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