

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41410 of 2016

Arising Out of PS.Case No. -119 Year- 2015 Thana -BARIYARPUR District- MUNGER

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Rambriksh Mandal, son of Late Manogi Mandal, Resident of Village-
Gandhipur, Police Station Bariyarpur, District Munger

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Shivendra Kumar Sinha, Advocate.

For the Opposite Party : Mr. Sanjay Kumar Singh, APP.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 19-11-2016 Heard both sides.

The petitioner apprehends his arrest in Bariyarpur P.S.
Case No. 119 of 2015 registered for the offences punishable under
Section 307 and other Sections of the Indian Penal Code.

The informant alleged that the petitioner and others
came and abused her. When Ranjit, son of the informant, objected
on such Rambriksh Mandal, the petitioner took Garasa from his
wife and assaulted Ranjit on his head.

Learned counsel for the petitioner submits that the
petitioner is elder brother of the husband of the informant. There is
land dispute between the parties. The injury found on the head of
Ranjit is opined to be simple in nature but, it appears that the
petitioner had assaulted his own nephew with Garasa on his head

and after X-ray the injury was found simple in nature.

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

However, the petitioner, if so advised, may surrender before the court below within four weeks from the date of receipt/production of a copy of this order and pray for regular bail, his prayer shall be considered on its own merit without being prejudiced by this order and taking into consideration that the injury found on the head is simple in nature and dispose of the bail petition preferably on the same day.

(Prabhat Kumar Jha, J.)

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