

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49646 of 2016

Arising Out of PS.Case No. -43 Year- 2016 Thana -TARAIYA District- SARAN

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Shambhu Ram, Son of Late Bhageshwar Ram, Resident of Village-
Rampur Mahesh, P.S.- Taraiya, District- Saran.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Anuj Kumar, Adv.

For the Opposite Party : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 16-12-2016 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is in custody since 02.03.2016 in
connection with Sessions Trial No. 468 of 2016 arising out of
Taraiya P.S. Case No. 43 of 2016 for the offences alleged under
Sections 302/34 of the Indian Penal Code.

3. It is submitted that the petitioner has been falsely
implicated as the informant is not an eye witness to the alleged
occurrence. Even according to the F.I.R., there is no repetition of
assault and hence there could not be an intention to murder.

4. Considering that the petitioner is said to be the
main assailant having assaulted the deceased on the head



with farsa causing death, this Court is not inclined to grant the privilege of bail to the petitioner. The bail petition stands dismissed.

(Vikash Jain, J)

Md. Ibrarul/Chandran

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