

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Revision No.302 of 2015

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1. Makeshwar Chaupal son of Late Hakaru chaupal Resident of Village- Goraman
Singh , P.s Jamalpur, District- Darbhanga.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Dr. Satyendra Kumar Srivastava, Adv
For the Respondent/s : Mr. Amitesh Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH
ORAL JUDGMENT
Date: 10-03-2017

The order dated 12.12.2014 passed by learned 2nd
Additional Sessions Judge, Benipur, whereby he has rejected the
petitioner's application for his discharge of the offence punishable
under Section 307 of the Indian Penal Code, is under challenge in this
application. The petitioner has also challenged subsequent order dated
13.01.2015, whereby, charge under Sections 323, 504, 147, 307 and
149 of the Indian Penal Code, has been framed against the petitioner.

From the order, I find that the court below, upon
perusal of the materials on record arrived at a conclusion that the
offence under Section 307 of the Indian Penal Code was made out and
therefore, refused to accede to the prayer for discharge under Section



227 of the Cr.P.C. The court below has considered the nature of injuries caused in commission of the offence. I do not find any legal infirmity in the order impugned.

This application has no merit and is, accordingly, dismissed.

(Chakradhari Sharan Singh, J)

Ranjan/-

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	

