

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Criminal Miscellaneous No.51278 of 2016**

Arising Out of PS.Case No. -54 Year- 2015 Thana -BATHNAHA District- SITAMARHI

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Bikau Rai @ Bikau Kumar Rai S/o Shankar Rai R/o Village-Pandaul, P.S.  
Bathnaha, Distt.-Sitamarhi

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr. Dinesh Jha

For the Opposite Party/s : Smt. Rita Verma

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**CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA**  
**ORAL ORDER**

3      10-02-2017                      Heard learned counsel for the petitioner and learned  
counsel for the State.

The petitioner is accused in connection with  
Bathnaha P.S. Case No. 54 of 2015 registered under sections 147,  
148, 149, 341, 323, 307, 302, 504 and 506 of the I.P.C. pending in  
the Court of C.J.M., Sitamarhi.

The allegation is that petitioner came at the door of  
the informant armed with *lathi* and *danda* and assaulted on the  
head of his father, as a result of which, he fell down and died.

Submission is that petitioner is innocent and has  
falsely been implicated in this case due to land dispute and family  
grudge. It is also submitted that petitioner is in custody since  
11.08.2016.



Learned A.P.P. appearing on behalf of the State opposed the prayer of the petitioner with submission that petitioner is named in the F.I.R. and there is direct allegation of causing injury by the petitioner at the head of the deceased, due to which, he died.

Having considered the facts and circumstances of the case and nature of allegation, I am not inclined to allow the prayer of the petitioner for bail. Accordingly, this application is rejected.

**(Arvind Srivastava, J)**

Shail/-

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