

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6137 of 2017

Arising Out of PS.Case No. -203 Year- 2016 Thana -BAHERA District- DARBHANGA

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Abhishek Kumar Jha @ Abishekha Kumar Jha @ Kanhaiya Jha @
Kanhaiya Kumar Jha, Son of Manikant Jha, Resident of Village-Nawada,
Police Station- Bahera, District- Darbhanga.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Shailendra Kumar Jha, Advocate

For the Opposite Party : Mr. Uday Pratap Singh (APP)

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 17-02-2017 Heard learned counsel for the petitioner and the

State.

The petitioner apprehends his arrest in Bahera P.S.

Case No. 203 of 2016 instituted for the offence under Sections

341, 323, 307, 379 and 504/34 of the Indian Penal Code.

From the written report it appears that this petitioner

gave Khanti blow on the head of the informant causing bleeding

injury as a result of which the informant fell down. Thereafter the

petitioner attempted to gave second blow by his Khanti on his

neck, which was saved by Hem Jha, as he caught hold the Khanti.

Other accused persons also assaulted Hem Jha. The injury report

has been enclosed as Annexure-2, wherein doctor has found

lacerated wound on parietal region of scalp 2 ½” x ¼”x scalp deep



as well as other injuries. The doctor opined that the injuries are simple in nature but from the allegations made in the written report, it appears that after giving one khanti blow, petitioner attempted to give second blow of khanti on the neck of the informant which was saved by Hem Jha. Therefore, this court is not inclined to grant the petitioner anticipatory bail. Accordingly, this anticipatory bail petition is hereby rejected.

The petitioner is directed to surrender before the court below within four weeks from today and seek regular bail which shall be disposed of in accordance with law without being prejudiced by this order.

(Sanjay Priya, J.)

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