

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30542 of 2016

Arising Out of PS.Case No. -215 Year- 2015 Thana -BIBHUTIPUR District- SAMASTIPUR

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Baidya Nath Sharma s/o Late Nandkishor Sharma Resident of Village-
Bibhutipur, P.S- Bibhutipur, District- Samastipur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajesh Kumar Sinha

For the Opposite Party/s : Mr. Sri Sakir Ahmad

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

5 09-02-2017 Heard learned counsel for the petitioner and

learned counsel for the State.

Petitioner apprehends his arrest in connection with

Bibhutipur P.S. Case No. 215 of 2015 registered under

Sections- 341, 323, 307, 302 of the Indian Penal Code.

It is alleged that some quarrel took place between

the deceased and her step son due to land dispute. Petitioner is

alleged to have brutally assaulted the deceased, who died during

course of treatment.

Learned counsel for the petitioner submits that

petitioner has been falsely implicated by his step mother to grab

the land of the share of the petitioner. Deceased was suffering

from carcinoma. Petitioner provided all possible treatments of

his father.



Learned Addl. P.P. appearing for the State opposes the prayer for bail and submits that petitioner is named accused and there is direct allegation against him.

Considering the facts and circumstances of the case and the submissions advanced on behalf of the State, I do not feel inclined to grant the privilege of anticipatory bail to the petitioner. His prayer for anticipatory bail is, therefore, rejected.

(Arvind Srivastava, J)

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