

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46879 of 2016

Arising Out of PS.Case No. -223 Year- 2016 Thana -TEKARI District- GAYA

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1. Abhay Prasad son of Late Ram Pravesh Prasad, Resident of Village-
Bala Bigha, P.S.- Tekari, District- Gaya.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar

For the Opposite Party/s : Mr. Sri S.M. Rahman

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

6 10-05-2017 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in a case
registered for the offences punishable under Sections 341, 323,
326 and 307 of the Indian Penal Code.

For land dispute, the petitioner, allegedly, caused
fracture injury on the left leg and left hand of the informant.

The Doctor has found fracture injury.

In the facts and circumstances of this case, in my
view, this is not a fit case for anticipatory bail, and, hence, prayer
for bail is refused in connection with Tekari Police Station Case
No. 223 of 2016 pending in the Court of learned Additional Chief
Judicial Magistrate-VI, Gaya.

However, in the event of surrender of the petitioner,



the court below shall consider the prayer for regular bail considering the fact that no allegation under Section 307 Indian Penal Code is made out.

(Birendra Kumar, J)

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