

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12813 of 2017

Arising Out of PS.Case No. -78 Year- 2015 Thana -BEGUSARAI MUFFASIL District-
BEGUSARAI

=====

Dilip Sah, S/o Late Ram Badan Sao, Resident of Ward No. 1 Singhaul,
P.S.- Muffasil, District- Begusarai.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Manoj Kumar

For the Opposite Party/s : Mr. Akhileshwar Dayal

=====

CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

2 11-04-2017 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Begusarai (Muffasil), Singhaul P.S. Case No.78/15 registered
under Section 302/34 of the Indian Penal Code.

The accusation is that in the evening of 9.3.2015
petitioner Dilip Sah along with his mother Lila Devi came to the
house of the informant and started to abuse and cause assault to
Kailu Mahto. When the informant and her husband Vijay Mahto
rushed to rescue him they also sustained injuries. At that time
petitioner and his mother pushed Vijay Mahto into the well. While
Vijay Mahto was removed from 20 ft. depth of the water of the



well till that time he died.

Learned counsel for the petitioner submits that, in fact, Kailu Mahto, with whom there is dispute of the petitioner, got the petitioner falsely implicated in the present case. He further submits that while the occurrence took place on 9.3.2015 and autopsy was done on 10.3.2015 whereas F.I.R. was lodged on 12.3.2015 without any explanation about inordinate delay in lodging the F.I.R.

Having considered the facts and circumstances of the case and the nature of offence, I am not inclined to grant anticipatory bail to the petitioner. The prayer for anticipatory bail of the petitioner is rejected.

(Rajendra Kumar Mishra, J)

AnilKrSinha/-

U			
---	--	--	--

