

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10849 of 2017

Arising Out of PS.Case No. -33 Year- 2016 Thana -SAHARSA District- SAHARSA

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Lakhindra Ram @ Lakhindar Ram, son of Late Kusum Ram, Resident of
Village – Simraha, Ward No. 35, P.S. – Saharsa Sadar, District – Saharsa.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Pramod Mishra, Advocate.

For the Opposite Party : Mr. Md. Arif, APP.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 24-03-2017 Heard Mr. Pramod Mishra, learned counsel for the
petitioner and learned APP for the State.

The petitioner apprehends his arrest in Saharsa Sadar
P.S. Case No. 33 of 2016, registered for the offences punishable
under Sections 341, 323, 324, 302 and 34 of the Indian Penal
Code.

The informant named the petitioner along with other
accused persons and alleged that they all assaulted her husband
who fell down on the ground.

Learned counsel for the petitioner submits that from the
post-mortem report it would appear that the injury was found on
the head and other parts of the body, but only one injury was
found on the head. Four persons are alleged to have assaulted the
husband of the informant two of them namely Manoj Ram and



Binod Ram have been granted regular bail.

Considering the facts aforesaid and the fact that the petitioner is also alleged to have assaulted the deceased and there are altogether four injuries on the persons of the deceased, I am not inclined to enlarge the petitioner above named on anticipatory bail. Accordingly, the same is rejected.

The petitioner, if so advised, may surrender before the court below within four weeks from the date of receipt/production of a copy of this order and pray for regular bail, his prayer shall be considered on its own merit without being prejudiced from the order of this Court taking into account that similarly situated co-accused Manoj Ram and Binod Ram have been granted regular bail.

(Prabhat Kumar Jha, J.)

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