

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.950 of 2017

Arising Out of PS.Case No. -305 Year- 2016 Thana -BIRaul District- DARBHANGA

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Ram Punit Chaudhary, S/o Late Rajendra Chaudhary, Residence of Vill-
Pohaddi, P.S.- Bahera, Disst- Darbhanga.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Yogesh Chandra Verma, Sr.Advocate
with Mr. Kedar Jha, Advocate

For the informant : Mr.Md.Anis Akhtar, Advocate

For the Opposite Party/s : Mr. Parmeshwar Mehta, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 02-02-2017

Heard learned counsel for the petitioner.

The petitioner is apprehending his arrest in connection
with Biraul P.S.Case No. 305 of 2016 registered for the offences
punishable under Sections 341, 323, 379, 324, 307 and 504/34 of
the Indian Penal Code.

It has been submitted on behalf of the petitioner that
there is case and counter case between the parties and there is
injury on the side of the petitioner also. It has further been
submitted that a title suit is pending between the parties and so far
allegation against the petitioner is concerned, it is alleged that he
assaulted the informant with khukhari on his head but the injury
report appears to have been manufactured one.



Heard learned APP and learned counsel for the informant. Both of them have opposed the prayer for anticipatory bail stating that there is direct allegation against the petitioner of assault on the head of the informant which caused grievous injuries on the person of the informant.

Having heard both sides and considering the nature of injuries sustained by the informant caused by the petitioner, I am not inclined to grant anticipatory bail to the petitioner. Prayer for anticipatory bail is rejected.

Let the petitioner surrender and make regular bail application, which shall be considered by the court below keeping in view the fact that there is case and counter case between the parties and there is injury on the side of the petitioner also, and disposed of, preferably on the same day the bail application is filed, without being prejudiced by this order.

(Vinod Kumar Sinha, J)

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