

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36280 of 2017

Arising Out of PS.Case No. -236 Year- 2016 Thana -MANIHARI District- MUZAFFARPUR

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Jagdish Paswan, S/o Late Yogendra Paswan, resident of Village- Baghi
Maniyari, P.S. Maniyari, Distt. Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Dharmendra Kr. Paswan, Advocate.

For the Opposite Party/s : Ms. Renu Kumari, APP.

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD

ORAL ORDER

2 10-08-2017 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner is seeking regular bail in Maniari P.S.
Case No. 236 of 2016 registered under Sections 147, 148, 149,
341, 307, 323, 354(B), 447, 504, 506 IPC.

A perusal of the First Information Report would show
that there is a direct allegation of causing Bhala injury on the head
of the informant by this petitioner. The petitioner is said to be an
old age person of 80 years, however, there is no proof of age
enclosed with the petition. The petitioner is in custody since
12.06.2017 only and presently the investigation is pending.
Learned counsel for the petitioner further submits referring to the
order passed by a bench of this Court in the Anticipatory Bail
Application of the petitioner that the petitioner is an old age



person and his case should be considered sympathetically.

In the opinion of this Court, mentioning the age of the petitioner on the basis of oral submission of the learned counsel cannot form an evidence as regards the proof of age of the petitioner; further considering the nature of allegations and the injuries caused on the head of the informant, this Court is not inclined to grant regular bail to the petitioner in the above mentioned case at this stage.

The application stands dismissed.

(Rajeev Ranjan Prasad, J)

Dilip, AR

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