

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35945 of 2017

Arising Out of PS.Case No. -14 Year- 2017 Thana -AAYAR District- BHOJPUR

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1. Suresh Yadav son of Late Ram Surat Yadav, Resident of Village-
Ichari, Police Station- Ayar, District- Bhojpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Satish Kumar Sinha, Advocate

For the Opposite Party/s : Mr. Shyam Bihari Singh, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 10-08-2017 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in connection with Ayar P.S. Case No.14 of 2017, registered for the offences punishable under Sections 341/323/325/379/ 307/ 504 / 506/34 of the Indian Penal Code.

The petitioner allegedly caused injury with spade at the head of Sambhu Shankar Sharma. The doctor has found lacerated wound on the temple occipital region of scalp.

Submission of the learned counsel for the petitioner is that there is no allegation of repetition of blow. Hence, offence under Section 307 of the Indian Penal Code is not attracted prima facie.



Since the petitioner had knowledge that his act might cause death, I am not inclined to grant anticipatory bail to the petitioner. Hence, the prayer for anticipatory bail is refused. However, in the event of surrender of the petitioner, the prayer for regular bail shall be disposed of without being prejudiced by the order of this Court.

(Birendra Kumar, J)

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