

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42492 of 2017

Arising Out of PS.Case No. -77 Year- 2017 Thana -NARHAT District- NAWADA

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Mukesh Chaudhary, Son of Bhola Chaudhary, R/o Village - Bajitpur, P.S. -
Narhat, District - Nawadah.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Arjun Prasad, Advocate

For the Opposite Party/s : Mr. Akbar Ali, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 21-09-2017 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in a case
registered for the offences punishable under Sections 341, 323,
504, 307 and 379/34 of the Indian Penal Code.

During course of assault, the petitioner allegedly
caused injury with rod at the head of the informant.

The Doctor has found head injury though simple in
nature.

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.

Since the petitioner had knowledge that his act might
cause death, I am not inclined to enlarge him on anticipatory bail



in connection with Narhat P.S. Case No. 77 of 2017 pending in the court of learned 5th Additional Chief Judicial Magistrate, Nawada.

Hence, prayer for bail is refused.

(Birendra Kumar, J)

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