

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12717 of 2017

Arising Out of PS.Case No. -337 Year- 2015 Thana -TAJPUR District- SAMASTIPUR

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Dhananjay Rai @ Dhananjay Kumar Son of Sanjit Rai @ Ajeet Kumar Rai,
Resident of Village- Tara Dhamaun (Pachhim Tola) P.S. Patori, District
Samastipur

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Lovekush Kumar, Advocate.

For the Opposite Party/s : Mr. Rajendra Prasad Nat, APP.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

3 02-05-2017 Heard both sides.

The petitioner apprehends his arrest in Tajpur (Halai O.P.) P. S. Case No. 337 of 2015 registered for the offences under Sections 341, 323, 307, 379, 324, 354 and 504 of the Indian Penal Code.

The informant alleged that on 26.10.2015, she went to Lavapur, Mahnar for treatment. While she was returning to her house, Dhananjay Rai (petitioner), cousin brother-in-law of her sister came and asked her to get on the motorcycle so that that he can drop her to Hajipur. The informant sat on his motorcycle and on the way to Hajipur, the petitioner snatched her mobile and other belongings and assaulted her with knife.



Learned counsel for the petitioner submits that the entire allegation is false and concocted. The informant did not get any injury. From perusal of Para-41 of the case diary, it would appear that the police sent the requisition for treatment and issuance of injury report, but the doctor did not find any injury. The allegation of assault is falsified. It is further submitted that the police found the case true against the unknown. The informant filed a petition in the court that on wrong information she lodged the case but it appears that the informant denied to have filed any such petition in the court. The informant is well acquainted with the petitioner. She made specific allegation that while she was returning to her house, the petitioner snatched her mobile and assaulted with knife.

Considering the facts aforesaid and the nature of allegation made against the petitioner, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the anticipatory bail application is rejected.

(Prabhat Kumar Jha, J)

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