

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.16119 of 2017**

Arising Out of PS.Case No. -192 Year- 2016 Thana -MAKHDUMPUR District- JEHANABAD

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Bipin Kumar, S/o Shri Chandra Bhushan Sharma, Resident of Village –  
Laraua, P.P.- Makhdumpur, P.S. – Makhdumpur, District – Jehanabad.

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Shri Prakash Srivastava

For the Opposite Party/s : Smt. Anita Kumari Singh

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

4      10-05-2017      The petitioner seeks regular bail in connection with  
Makhdumpur P.S. Case No. 192 of 2016, registered for offences  
punishable under Sections 341, 323, 325, 307, 379, 504/34 Indian  
Penal Code.

Allegation against the petitioner that he along with  
another co-accused assaulted the deceased and later on deceased  
died.

It has been submitted on behalf of the petitioner that  
though there is allegation against the petitioner and other co-  
accused person is of assault to the deceased and causing fracture  
injury in his right hand, however the deceased did not die from the  
said assault rather he died due to cardiac pulmonary failure and  
shock. Petitioner has been in judicial custody since 15.02.2017.

Learned counsel for the State opposed the prayer for bail



and submitted that there is direct allegation of assault against the petitioner and witnesses have also supported the case of the prosecution.

Having heard both sides, in view of the facts and circumstances of the case and the nature of allegation, at this stage, I am not inclined to release the petitioner on bail, his application for regular bail is, accordingly, rejected.

However, petitioner may renew his prayer for bail in the court below itself after framing of charge in this case.

**(Vinod Kumar Sinha, J)**

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