

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34295 of 2018

Arising Out of PS.Case No. -788 Year- 2017 Thana -HILSA District- NALANDA
(BIHARSHARIFF)

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1. Shishupal Kumar, Son of Arun Kumar, Resident of Village- Pendapur,
P.S.- Hilsa, District- Patna. Petitioner/s

Versus

1. The State of Bihar. Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Sanjay Prasad
For the Opposite Party/s : Mr. Sri Vinod Shankar Modi

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 26-06-2018 Heard learned Counsel for the petitioner and the learned
Counsel for the State as also the learned Counsel appearing on behalf
of the informant.

Petitioner, already in custody since 10.1.2018, seeks bail
in Hilsa PS Case No. 788 of 2017, registered under Sections 447,
323, 325 and 302/34 of the IPC.

The allegation in brief is that the accused persons assaulted
the deceased who are own brother, nephew and father of the
deceased; the specific accusation against this petitioner is that he gave
an iron rod blow on the head of the deceased leading to his death.

Submission is that the petitioner has falsely been
implicated in this case, he had only come to rescue and has falsely
been implicated.

Whereas learned Counsel appearing on behalf of the
informant submits that there is specific accusation against the
petitioner of giving iron rod blow several times over the head and the
post mortem report indicates that due to head injury caused by the
petitioner death was caused.

Having considered the specific accusation against the
petitioner of killing the deceased the prayer for bail of the petitioner is
rejected.

(Arun Kumar, J)

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