

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.64865 of 2018

Arising Out of PS.Case No. -34 Year- 2018 Thana -AMDABAD District- KATIHAR

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1. Md. Najrul @ Md. Najrul Haque, S/o Late Abdul Rauf, Resident of
Village- Baluwa, P.S.- Amdabad, District- Katihar.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.B.Kumar

For the Opposite Party/s : Mr. K.V.Narayan

For the informant : Mr. Surendra Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 02-11-2018 Heard the parties.

Petitioner seeks bail in Amdabad P.S. Case No. 34/18
registered for the offence under Sections 341, 323, 324, 325, 307,
504, 34, 302 of I.P.C.

Allegation against the petitioner along with other
accused persons is of assault to the deceased and the informant by
rod, sword causing injury on their head, legs. The petitioner is said
to have given sword blow on the informant causing injury on his
head and leg. Deceased Maniruddin who happened to be the uncle
of the informant succumbed after 18 days in course of treatment.

Submission on behalf of the learned counsel for the
petitioner is that the petitioner is not the assailant of the deceased
rather the informant. There is case and counter case. The injury of



the informant caused by the petitioner is said to be grievous but not dangerous to the life.

Heard the learned A.P.P. assisted by the informant who opposed the prayer for bail stating that injury received by the informant is also grievous in nature.

Having heard both sides and in view of the facts and circumstances of the case, stated above, I am not inclined to grant bail to the petitioner at this stage. The prayer for bail is rejected.

However, once charge is framed, he may renew his prayer for bail.

This application is, accordingly dismissed.

(Vinod Kumar Sinha, J)

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