

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29099 of 2018

Arising Out of PS. Case No.-343 Year-2017 Thana- SONEPUR District- Saran

Ram Chandra Rai, son of Late Laxmi Rai, resident of village-Sabalpur
Chaharam, P.S. Sonapur, District-Saran.

... .. Petitioner.

Versus

The State Of Bihar

... .. Opposite Party.

Appearance :

For the Petitioner	:	Mr.
For the State	:	Mr.
For the Informant	:	Mr.

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 10-05-2018 Heard learned counsel for the petitioner and the
learned A.P.P. for the State as also the learned counsel for the
informant.

The petitioner apprehends his arrest in connection
with Sonapur P.S. Case No.343 of 2017 registered under
Sections 302/34 of the Indian Penal Code, pending in the court
of the Chief Judicial Magistrate, Saran at Chapra.

The accusation is that 15 persons, named in the F.I.R.,
including the petitioner having lathi, rod, sword, farsa, axe and
other weapons in their hands came near Raj Kapoor Rai, the son
of the informant, and assaulted him. While the son of the
informant was rushed to Sonapur Referral Hospital for treatment
but he died in course of treatment.



Learned counsel appearing on behalf of the petitioner submits that while the petitioner is named in the F.I.R. along with 14 others but no specific overt act is attributed to him. Moreover, the petitioner is aged about 75 years old.

Having considered the facts and the circumstances of the case and the nature of allegation, I am not inclined to grant anticipatory bail to the petitioner. Accordingly, the prayer of the petitioner for grant of anticipatory bail stands rejected. However, the petitioner is directed to surrender before the trial court and pray for regular bail, which shall be considered by the trial court in accordance with law without being prejudiced by the order of this Court.

(Rajendra Kumar Mishra, J)

P.S./-

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