

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27315 of 2018

Arising Out of PS. Case No.-25 Year-2017 Thana- SOHAIL District- Gaya

Jogendra Bharti, son of Fakira Bharti, Resident of Village- Shohiya Pakari,
P.S. Salaiya, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. S. Jamil Akhtar

For the Opposite Party/s : Mr. Smt. Rita Verma

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 09-07-2018 Heard the learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks regular bail in connection with
Sohail P.S. Case No. 25 of 2017, registered for the offences
punishable under Sections 147, 148, 149, 342, 448, 324 and 302
of the Indian Penal Code.

The allegation is regarding the accused persons including
the petitioner herein to have assaulted the deceased resulting in
his death.

The learned counsel for the petitioner submits that there is
general and omnibus allegation against the petitioner and he is
languishing in custody since 09.01.2018.

Per contra, the learned counsel has vehemently opposed
the prayer for bail and has submitted that there is specific



allegation against the petitioner herein of assaulting by *Tangi* as is apparent from the F.I.R. and the case diary.

The learned counsel has referred to a bail order dated 26.04.2018 passed in Criminal Miscellaneous No. 16427 of 2018 to contend that similarly situated co-accused person has been granted bail by this Court.

I find from the said order dated 26.04.2018 that the said co-accused has been granted bail inasmuch as the petitioner has been stated to be main accused, who had assaulted the deceased and against whom specific allegation has been levelled.

In view of the aforesaid, I do not find any merit in the present case. Accordingly, the same is dismissed.

(Mohit Kumar Shah, J)

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