

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.54677 of 2018

Arising Out of PS. Case No.-83 Year-2017 Thana- BARUN District- Aurangabad

Yogendra Singh, Son of Satyendra Singh, Resident of Village- Dighi, P.S.-
Barun, District- Aurangabad (Bihar).

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ranjit Kumar, Adv
For the Opposite Party/s : Mr.Sri Ajay Kumar Jha,APP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

5 20-12-2018 Heard learned counsel for the petitioner and
learned Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in a
case registered for the offences punishable under Sections
323,307,366/34 of the Indian Penal Code.

According to FIR, when the informant was
carrying building construction material on his tractor, the
petitioner and other intercepted him. The petitioner allegedly
assaulted with hard and blunt substance on his head and the
driver of the tractor was abducted. After investigation, the police
found the allegation false. However, the learned Magistrate
differs with the police report and took cognizance under
Sections 323 and 366 of the Indian Penal Code. The police



report reveals that the injured was never examined by Doctor nor there is any injury report. However, the driver of the tractor has supported the occurrence of his abduction by the petitioner and others.

Considering the nature of material, I am not inclined to enlarge the petitioner on anticipatory bail in connection with Barun P.S.Case No.83 of 2017 pending in the court of learned Chief Judicial Magistrate, Aurangabad. Hence, prayer is refused.

Petitioner may surrender and pray for regular bail.

(Birendra Kumar, J)

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