

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47185 of 2018

Arising Out of PS.Case No. -54 Year- 2018 Thana -HASANGANJ District- KATIHAR

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1. Md. Dukhwa S/o Md. Soyab , R/o Vill.- Purana Dherwa, P.S.-
Hasanganj, District- Katihar.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Jha

For the Opposite Party/s : Smt. Veena Kumari Jaiswal

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 14-08-2018 The petitioner is apprehending his arrest in connection
with Hasanganj P.S. Case No. 54/2018, registered for offences
punishable under Sections 341, 323, 504, 307/34 of the Indian
Penal Code.

Allegation against the petitioner is of assault by rod
causing injury.

Submission of learned counsel for the petitioner is that
there was no intention of the petitioner to cause grievous injury to
the informant or to kill him, which will appear from the fact that
there is no repletion of blow and the incident took place on the
spur of moment.

Heard learned A.P.P. as well as learned counsel for the
informant, they have opposed the prayer for anticipatory bail of



the petitioner by stating that the injury on head is grievous in nature.

Having heard both sides, in view of the facts stated above and the nature of offence, I am not inclined to grant privilege of anticipatory bail to the petitioner rather he should surrender before the court below and pray for regular bail, which would be considered on the merit of the case.

(Vinod Kumar Sinha, J)

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