

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.61981 of 2017

Arising Out of PS. Case No.-83 Year-2017 Thana- MASRAKH District- Saran

Rakesh Sah @ Rakesh Kumar, Son of Raghunath Sah, Resident of Village-
Chand Kudariya, P.S.- Mashrak, District- Saran at Chapra.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Awadhesh Kumar Singh
For the Opposite Party/s : Smt. Anita Kumari Singh

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 02-02-2018 Heard learned counsel for the petitioner and learned APP
for the State.

Petitioner apprehends his arrest in Masrak P.S. Case No.
83 of 2017 instituted for the offence under Section(s) 341, 323,
304, 307, and 302/34 of the Indian Penal Code.

There is specific allegation against this petitioner of
assaulting the father of the informant with bamboo on the head
causing bleeding injury. There is also allegation against co-
accused Raghunath Sah of assaulting the cousin brother of the
informant namely Kameshwar Pandit on head with bamboo
causing serious injury. He subsequently died during treatment.
The injury report of the father of the informant has been
enclosed with the F.I.R. as Annexure-2, from which, it appears
that the doctor has found two injuries on his scalp.(1) Lacerated



wound over vertex mid line and, (2) a little sized swelling over right parietal region caused by hard and blunt object.

Since there is specific allegation against the petitioner, this Court does not find it a fit case for grant of anticipatory bail. Prayer for anticipatory bail is, accordingly, rejected.

Petitioner may surrender before the Court below and seek regular bail which will be considered/disposed off on its own merit without being prejudiced by the present order.

(Sanjay Priya, J)

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