

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.57902 of 2018

Arising Out of PS. Case No.-149 Year-2018 Thana- BASOPATTI District- Madhubani

Chandraveer Yadav @ Chandrbir Yadav S/o Tripit Narayan Yadav resident of village - Patauna, P.S. Basopatti, District - Madhubani.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar, Advocate

For the Opposite Party/s : Mr. Murlidhar, APP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 01-11-2018

Heard learned counsel for the petitioner and

learned Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in connection with Basopatti P.S. Case No.149 of 2018, registered for the offences punishable under Sections 147/341/323/ 324/ 379/307/504 of the Indian Penal Code.

Allegation against the petitioner is that he assaulted to the informant with farsa, a weapon of cutting, causing injury at the head. The doctor has found sharp cut injury at the left parietal region of the informant.

Submission of the learned counsel for the petitioner is that the brother of the petitioner died with electrocution due to negligence of the informant of this case and for that Basopatti P.S. Case No.148 of 2018 was lodged by the widow of the



deceased. Just to save skin; the false case has been lodged.

The aforesaid occurrence of electrocution might be the reason of commission of the present occurrence. Considering the fact that the petitioner had knowledge that his act might cause death, I am not inclined to grant anticipatory bail to the petitioner. Hence, the prayer for anticipatory bail is refused. However, in the event of surrender of the petitioner within three weeks, the prayer for regular bail shall be disposed of without being prejudiced by the order of this Court and considering the fact that the doctor has found all the injuries simple in nature on the person of the informant.

(Birendra Kumar, J)

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