

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.44141 of 2018**

Arising Out of PS.Case No. -75 Year- 2017 Thana -WARSALIGANJ District- NAWADA

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Rajaram Yadav, son of Preman Yadav, resident of Village-Balwapar, P.S.-  
Warsaliganj, District-Nawada

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Sheo Kumar Prasad, Advocate

For the Opposite Party/s : Mr. Rajballabh Singh, APP

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**CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA**  
**ORAL ORDER**

3      10-08-2018                      Heard learned counsel for the petitioner and the  
  
learned counsel appearing on behalf of the State.

The petitioner is in custody since 24.05.2017 in connection with Warsaliganj P.S. Case No.75 of 2017 corresponding to S.Tr. No.33/018/34/018 registered for the offence under Sections 147, 148, 149, 341, 323 and 302 of the Indian Penal Code, which is pending in the court of the Additional District & Sessions Judge-V, Nawada.

Learned counsel for the petitioner submits that though the allegation against the petitioner is that he had attacked the deceased with iron rod, there is no repetition of blows and, therefore, the petitioner may be extended the privilege of bail.

Learned counsel for the State points out from the F.I.R. that the petitioner is the main assailant to have assaulted



the deceased, which led to his death during the course of treatment. He further submitted that the main allegation being attributed to the petitioner, he is not entitled to the privilege of bail.

Having considered the allegation in the F.I.R. against the petitioner, I am not inclined to grant regular bail to the petitioner. It is, accordingly, rejected.

**(Anjana Mishra, J)**

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