

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35136 of 2018

Arising Out of PS. Case No.-472 Year-2017 Thana- KUDHNI District- Muzaffarpur

Chhathu Mandal, Son of Late Shatrudhan Mandal, Resident of Village-
Ladaura, Tole- Ghosukpur, Police Station- Kudhani, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Girish Chandra Jha

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

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

3 09-07-2018 Heard the learned counsel for the petitioner and
the State.

The petitioner seeks bail in connection with
Kudhani P.S. Case No. 472 of 2017 dated 01.12.2017
instituted for the offence under Section 302 and 34 of
the Indian Penal Code.

The petitioner and his brother are alleged to
have assaulted the son of the informant leading to his
death. The post-mortem report reveals that because of
the assault perpetrated by the petitioner, the deceased
suffered extradural hemorrhage in the parietal region of
his body.

Mr. Girish Chandra Jha, learned counsel for the
petitioner however has submitted that during the course
of investigation, the witnesses whose statements have



been recorded in paragraph- 9, 10, 11, 12 and 13 have stated that the assault was specifically made by the brother of the petitioner and the petitioner was only present there.

However, considering the fact that the informant is an eye witness to the occurrence who has alleged that the petitioner and his brother were seen assaulting the deceased, I am not inclined to grant bail to the petitioner for the present.

The prayer for bail is hereby rejected.

(Ashutosh Kumar, J)

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