

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8841 of 2019

Arising Out of PS. Case No.-118 Year-2018 Thana- LAUKAHI District- Madhubani

JUGESHWAR RAI Son of- Bhag Narayan Rai Resident of village-Jhitakia,
P.S.-Laukahi, District- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Gupta

For the Opposite Party/s : Mr.Umanath Mishra

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

4 30-09-2019 The petitioner apprehends his arrest in connection with
Laukahi P. S. Case No. 118 of 2018 registered under Sections
147,148,149,307,323,324,341 and 504 of the Indian Penal Code.

Allegation against the petitioner is that he assaulted one
Pintu Singh by means of rod causing injury on his head.

Learned counsel appearing on behalf of the petitioner
submits that side of the informant demanded Rangadari from the
petitioner which was refused by the petitioner and others and
upon which, side of the prosecution came and assaulted the side
of the petitioner for which Laukahi P.S.Case No. 97 of 2018 has
been lodged by the petitioner's side. Learned counsel further
submits that there is case and counter case in between the
parties and case lodged by the side of the petitioner is prior in
time inasmuch as the case lodged by the prosecution is delayed
by two days.



Having regard to the submissions made by the parties and taking into consideration the fact that there is specific allegation of assault against the petitioner of assaulting one Pintu Singh by mean of iron rod on his head causing grievous injury to him and further there is justification of lodging formal FIR after two days inasmuch as fardbeyan of the informant was recorded by the police in hospital on 15.06.2018, as such I am not inclined to grant anticipatory bail to the petitioner. Accordingly, the prayer for anticipatory bail of the petitioner is hereby rejected.

(Anil Kumar Sinha, J)

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