

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7301 of 2019

Arising Out of PS. Case No.-384 Year-2018 Thana- KADWA District- Katihar

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1. CHHOTU RAY, Son of Late Karmu Ray @ Karmu Rai, Resident of Village - Bhagaon, P.S. - Kadwa, District- Katihar.
 2. Kishan Ray, Son of Late Karmu Ray @ Karmu Rai, Resident of Village - Bhagaon, P.S. - Kadwa, District- Katihar.

... .. Petitioners

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Rajendra Prasad Sah

For the Opposite Party/s : Mr.Md. Mushtaque Alam

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 04-04-2019 Petitioners seek bail in anticipation of their arrest in connection with Kadwa P.S. Case No. 384 of 2018, registered for the offences punishable under Sections 302/34 of the Indian Penal Code.

Allegation against the petitioners is of assault to the deceased and on the intervention of the villagers the matter was pacified. Further allegation is that on the next day the deceased was taken to the orchard where the petitioners and orders assaulted him and later on his condition was serious and taken to hospital but in way he died.

Submission of learned counsel for the petitioner is that the allegation is false and concocted and post mortem does



not show any external injury on the person of the deceased.
Further submission is that the witnesses have not supported the
allegation.

Heard learned APP also, who has opposed the prayer
for anticipatory bail on the ground that death of deceased was
due to internal injuries.

Having heard both sides and in the facts and
circumstances, let petitioners, above named, surrender and make
prayer for regular bail, which shall be considered on its own
merit, without being prejudiced by this order.

With the above observation, this application is
dismissed.

(Vinod Kumar Sinha, J)

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