

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12097 of 2019

Arising Out of PS. Case No.-284 Year-2018 Thana- KADWA District- Katihar

Pravin Mehta, son of Rana Prasad Singh Resident of Village - Mahammadpur,
P.S.- Kadma District – Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Suresh Prasad Sah @ Baranwal

For the Opposite Party/s : Mr.Bharat Lal

Mr. Satendra Prasad, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

5 09-07-2019 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

Petitioner apprehends his arrest in connection with
Kadwa P.S. Case No.284 of 2018 for the offence punishable
under Sections 341, 323, 324, 307, 448, 504, 506/34 of the
Indian Penal Code.

The allegation against the petitioner is that he along
with other co-accused assaulted Mantu Mehta, nephew of the
informant.

Learned counsel for the petitioner submits that there is
a case and counter case between the parties due to land dispute
and counter case was also lodged from the side of the petitioner
bearing Kadwa P.S. Case No.285 of 2018 registered under
Section 323, 341, 324, 379, 348, 504, 506/34 of I.P.C.

Learned counsel for the informant submits that the



petitioner has assaulted Mantu Mehta on the vital part of the body near the head, causing grievous injury and the doctor who had examined the injured has opined that the injury caused at the head of Mantu Mehta is grievous in nature, as would be evident from the case diary.

Learned counsel for the State has supported the statement of learned counsel appearing for the informant. Learned counsel for the informant further submitted that similarly situated accused person Navin Kumar @ Navin Mehta, who had assaulted another nephew of the informant by iron rod causing grievous injury, his regular bail application has been rejected by this Court in Cr. Misc. No.64297 of 2018 on 04.12.2018.

Taking into consideration the rival submissions and the fact that the petitioner has caused grievous injury on the head of the nephew of the informant and the fact that regular bail application of similarly situated person has been rejected by this Court, accordingly, I am not inclined to grant anticipatory bail to the petitioner and the same is rejected.

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(Anil Kumar Sinha, J)

