

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29596 of 2019

Arising Out of PS. Case No.-10 Year-2015 Thana- MADHUBAN District- East Champaran

RAJU KUMAR @ RAJU PRASAD Son of Kailash Bhagat Resident of
Village - Dulama Bara Pakar, P.S.- Madhuban, Distt.- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anil Kumar

For the Opposite Party/s : Mr.Nand Kishore Prasad

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 24-07-2019 Heard both sides.

The petitioner apprehends his arrest in Madhuban P.S.
case No. 10 of 2015 registered under Section 307, 326 and some
other Sections of the IPC.

The learned counsel for the petitioner submits that
prayer of petitioner for anticipatory bail was earlier rejected vide
order dated 09.07.2015 passed in Cr. Misc. No. 23519 of 2015
on the ground that it was the petitioner who gave a blow with
Farsa aiming on the head of informant but the informant warded
off the blow on his hand. The petitioner gave second blow on
the neck of the informant and one of the injuries on finger was
opined to be grievous in nature but now the case has been
compromised and the petitioner again moved for grant of
anticipatory bail.



It is one of the cases in which the petitioner appears to have grossly misused the process of law. The prayer of petitioner was rejected on 09.07.2015 thereafter the petitioner made all efforts to gain over the witnesses and ultimately compromise petition was filed on 22.09.2017. The petitioner again moved for grant of anticipatory bail after four years from the date of rejection of his prayer for anticipatory bail. It was the petitioner who caused grievous injury to the informant by giving repeated blow.

Taking into consideration the facts aforesaid, I am not inclined to enlarge the petitioner on anticipatory bail and the same is once again rejected.

(Prabhat Kumar Jha, J)

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