

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.78579 of 2018

Arising Out of PS. Case No.-449 Year-2018 Thana- MADHEPURA District- Madhepura

Raj Kumar Yadav, S/o Kamleshwari Yadav, Residents of Village- Belokhari,
Ward No/- 13, P.S.-Madhepura (Ghailadh O.P.), District- Madhepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anand Kishore Choudhary
For the Opposite Party/s : Mr. Mithilesh Kumar Khare

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 25-01-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is accused in connection with
Madhepura (Ghailadh) P.S. Case No. 449 of 2018 registered
under sections 147, 148, 149, 323, 324, 307, 504 and 506 of the
I.P.C. pending in the Court of C.J.M., Madhepura.

Submission of learned counsel for the petitioner is
that petitioner is innocent and has falsely been implicated in this
case due to land dispute. Further submission is that both the
parties are agnates and the petitioner is in custody since
24.09.2018.

Learned A.P.P. appearing on behalf of the State
opposed the prayer of the petitioner with submission that there
is direct allegation of assault by means of *axe* on the head of the



injured against the petitioner and injury no. 1, lacerated wound,
is kept reserved for opinion.

Having considered the facts and circumstances of the
case and nature of allegation, I am not inclined to allow the
prayer of the petitioner for bail. Accordingly, this application is
rejected.

However, the petitioner may renew his prayer for bail
after framing of charge.

(Arvind Srivastava, J)

Shailendra/-

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