

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30405 of 2019

Arising Out of PS. Case No.-281 Year-2018 Thana- KHAIRA District- Saran

MD. IRSHAD @ IDD MOHAMMAD Son of Jumaddin Miya Resident of
Village - Nagra Dhobi Tola, P.S.- Khaira (Nagra), District - Saran.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Anis Akhtar

For the Opposite Party/s : Mr.Tapeshwar Sharma

**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

2 08-05-2019 Heard learned counsel for the petitioner and learned
A.P.P. for the State as well as learned counsel for the informant.

The petitioner apprehends his arrest in connection
with Khaira (Nagar) P.S. Case No. 281 of 2018, registered for
the offences punishable under Sections 341, 323, 307, 504 and
34 of the Indian Penal Code.

Petitioner is said to have assaulted on the head of the
informant by means of iron-rod inflicting head injury to him at
the exhortation of one Jumaddin.

It is submitted by learned counsel for the petitioner
that no such occurrence as alleged ever took place. Petitioner
has no concern with the aforesaid occurrence. He has been
falsely implicated in this case. Petitioner happens to be Patidar



of the informant and there is land dispute between them. He has no criminal antecedent.

On the other hand, learned A.P.P for the State and learned counsel for the informant vehemently opposing the anticipatory bail petition submitted that petitioner has assaulted on the head of the informant by means of iron-rod causing grievous injury on his head and he was referred to PMCH Patna, hence petitioner does not deserve anticipatory bail.

Considering the facts and circumstances of case, I am not inclined to enlarge the petitioner on bail. The prayer for bail of the petitioner is hereby rejected.

However, the petitioner is directed to surrender before the learned Court below within six weeks from today and seeks regular bail and the learned Court below would pass order in accordance with law without being prejudiced by this order.

(Prakash Chandra Jaiswal, J)

T.Kr./-

U		T	
---	--	---	--

