

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33644 of 2019**

Arising Out of PS. Case No.-172 Year-2018 Thana- CHAKAI District- Jamui

PHOOLDEO YADAV Son of Jagdish Yadav Resident of Village - Katiyama,
P.S.- Chakai, Distt - Jamui.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Akhauri Kamal Kishore Sahay
For the Opposite Party/s : Mr.Ram Bilash Roy Raman

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER**

2 22-05-2019 Heard both sides.

The petitioner apprehends his arrest in Chakai P.S.
case No. 172 of 2018 registered under Section 307 and other
Sections of the IPC.

The informant alleged that while he was working in
his field the petitioner, Phooldeo Yadav, and other accused
persons, having armed with different weapons, came and
assaulted the informant and others.

The learned counsel for the petitioner submits that
there is omnibus and general allegation against the petitioner
and other accused persons. The occurrence took place on
23.11.2018 but the FIR was lodged on 25.11.2018. From
perusal of the FIR itself it appears that informant made his
statement in referral hospital, Chakai on 23.11.2018. The



statement was sent to concerned P.S. on which the FIR was lodged on 25.11.2018 and there appears no delay in institution of the case. There is specific allegation against the petitioner that it was he who assaulted Laxman Singh with Lathi on his neck and Laxman Singh got injuries dangerous to his life and fell down on the ground.

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

BKS/-

(Prabhat Kumar Jha, J)

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