

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37202 of 2019

Arising Out of PS. Case No.-133 Year-2018 Thana- ROH District- Nawada

Mantu Kumar, Son of Kedar Mahto, Resident of Village - Roh, P.S.- Roh in
the district of Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sunil Kumar, Advocate

For the Opposite Party/s : Mr. Chandra Bhushan Prasad, APP

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 19-09-2019 This is an application for grant of anticipatory bail in
connection with Roh P. S. Case No. 133 of 2018, disclosing
offences under Sections 341, 323, 307, 504, 34 and 302 of IPC.

Allegation against the petitioner and other accused
persons that they came variously armed and assaulted the
deceased by lathi, causing injury and thereafter other accused
also assaulted to him. Later on, after 20 days, he succumbed
injuries, as such Section 302 of IPC has also added.

Submission of the learned counsel for the petitioner is
that the postmortem report does not show any injury and cause
of death could not be ascertained.

Heard learned A.P.P. also, who drawn my attention
towards the injuries showing that there are several injuries on
the person of the deceased caused by hard and blunt substance,
whereas the postmortem report does not show any injury. There



is specific allegation against the petitioner of assault by lathi.

Having heard both sides, in view of the facts, as stated above, I am not inclined to grant privilege of anticipatory bail to the petitioner, however, the petitioner is directed to surrender before the learned court below and make prayer for regular bail, the same shall be considered by the learned court below on its own merit.

With the aforesaid, this application is dismissed.

(Vinod Kumar Sinha, J)

Sunil Shukla/-

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