

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38991 of 2019

Arising Out of PS. Case No.-132 Year-2018 Thana- SINDHWARA District- Darbhanga

MD. NAJID @ GORE @ MD. GORE @ NAJID Son of Md. Tahir Resident
of Village - Budhiyavan, P.S.- Singhwara, Dist.- Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar Jha, Advocate

For the Opposite Party/s : Mr. Narsingh Tanti, A.P.P.

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

4 26-09-2019 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 302/34, 504, 506, 448 and
354 of the Indian Penal Code.

Petitioner allegedly caused injury with a bamboo at
the head of the husband of the informant as a result whereof he
died. The Doctor has found the head injury as cause of death.
Internal haemorrhage was caused due to the head injury which
was externally a swelling.

Submission of learned counsel for the petitioner is
that petitioner is in custody since 17.01.2019. Investigation of
the case is already complete against the petitioner and it has
come during investigation that the deceased fell down from his
roof and sustained injury at his head as a result whereof he died.



No motive has been alleged for commission of assault by the petitioner and others.

Other witnesses have supported the prosecution case as eyewitness of the occurrence.

Considering the nature of allegation, I am not inclined to enlarge the petitioner on bail for the present in connection with Singhwara P.S. Case No. 132 of 2018 pending in the court of learned 5th Additional Chief Judicial Magistrate, Darbhanga.

However, the petitioner may renew prayer for bail if the trial is not concluded within a period of nine months from today.

Prayer shall be renewed before the court below itself who shall pass a reasoned order.

(Birendra Kumar, J)

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