

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40958 of 2019

Arising Out of PS. Case No.-763 Year-2018 Thana- BHABHUA District- Kaimur (Bhabua)

Dhanu Kumhar, Son of Megha Kumhar @ Meghnath Kumhar, Resident of
Village-Akauni, P.S-Sonhan, District-Kaimur (Bhabua).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dharmendra Kumar Singh

For the Opposite Party/s : Mr.Bhanu Pratap Singh

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 03-07-2019 Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Bhabua (Sonhan) P.S. Case No. 763 of 2018, registered under
Sections 341, 323, 504 and 307/34 of the Indian Penal Code, pending
in the court of Chief Judicial Magistrate, Kaimur at Bhabua.

The accusation is that while informant, Banshropan
Kumhar, was sitting at Mahabir Temple then son of his Patidar,
Dhanu Kumhar (petitioner) came there and started to abuse and
pushed him, in which, he fell down then petitioner assaulted him
through fist and slaps. Thereafter, he went to his house then petitioner
along with Gobind Kumhar and Megha Kumhar having lathi and
garasa came there and started to abuse and assaulted him. When his
wife, Rajwashi Devi, came to save him then this petitioner assaulted



her through Garasa causing injury at her head whereas co-accused, Megha Kumhar assaulted his daughter, Punam Kumari, through lathi causing injury at her head. On raising alarm, villagers came there and save them.

Learned counsel for the petitioner submits that, in fact, due to family dispute occurrence took place, in which, petitioner's side also sustained injury, regarding which, Complaint Case No. 1561 of 2018 is filed by co-accused, Megha Kumhar, father of the petitioner against informant and others. Moreover, out of four injuries, which is said to be caused by petitioner to the wife of the informant, three injuries are simple in nature and one fracture injury on her wrist.

Having considered the facts and circumstances of the case and the nature of allegation against the petitioner. I am not inclined to grant anticipatory bail to the petitioner. Accordingly, his prayer for grant of anticipatory bail stands rejected. The petitioner is directed to surrender before the trial court within four weeks and pray for regular bail, which would be considered by the trial court in accordance with law without being prejudiced by the order of this Court.

(Rajendra Kumar Mishra, J)

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