

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43726 of 2019

Arising Out of PS. Case No.-149 Year-2019 Thana- BARHARIA District- Siwan

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MUNCHUN RAM Son of Late Sugambar Ram Resident of village- Basawan
Bari, Police Station- Barharia, District- Siwan.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr.Javed Aslam
For the Opposite Party/s :	Mr. Ajit Kumar.
For informant :	Mr. Ramadhar Shekhar

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

5 18-10-2019 This application, for grant of anticipatory bail,

arises out of Barharia P.S. Case No. 149 of 2019, disclosing

offences under Sections 147, 148, 149, 341, 323, 307 and 302 of

the Indina Penal Code.

Allegation against the petitioner and others is of

assaulting the husband of informant and her son, causing death

of husband of informant and severely causing injury to her son.

Submission of learned counsel for the petitioner is

that there is no allegation against the petitioner of assaulting the

deceased rather allegation of assaulting the deceased is against

other accused persons

Learned counsel for the State and learned counsel for

the informant opposed the prayer for anticipatory bail and



submitted that in the occurrence husband of the informant died and son of the informant has sustained two grievous injury, for which, he was referred to Gorakhpur hospital.

Having heard both sides, considering the facts and circumstances, I am not inclined to grant the privilege of anticipatory bail to the petitioner rather petitioner may surrender before the court below and make prayer for regular bail and if any such application is filed, the court below will dispose of the same on the merit of the case, without being prejudiced by this order.

This application is, accordingly, dismissed.

(Vinod Kumar Sinha, J)

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