

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51753 of 2019

Arising Out of PS. Case No.-163 Year-2019 Thana- DAUDNAGAR District- Aurangabad

INDERJIT KUMAR @ RALSON MAHTO @ SIPAHI@ralson Son of
Yogendra Prasad Resident of Village- Kera, P.S.- Daudnagar, District-
Aurangabad (Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Leelawati Kumari

For the Opposite Party/s : Mr.Upendra Kumar

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

5 08-11-2019 This application, for grant of anticipatory bail,

arises out of Duadnagar P.S. Casae No. 163 of 2019, disclosing

offences under Sections 304/34 of the Indian Penal Code.

Allegation as per F.I.R. is that while the son of
informant was cleaning the sand mixer machine, petitioner said
to have switched on the machine, due to which, he got entangled
in the machine and died

Submission of learned counsel for the petitioner is
that he has falsely been implicated in this case and the machine
was already in operational condition as such, there is no
question of switching on the machine. Moreover, the informant
has filed a petition in the court below that his son (deceased)
had lost his phone and while searching, the same, he received



injuries.

Learned counsel for the State opposed the prayer for anticipatory bail and submitted that the materials collected during course of investigation also supports the prosecution case.

Having heard both sides, considering the facts and circumstances of the case, I am not inclined to grant the privilege of anticipatory bail to the petitioner rather petitioner has to 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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