

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54484 of 2019**

Arising Out of PS. Case No.-112 Year-2019 Thana- CHAND District- Kaimur (Bhabua)

RAJNISH MORYA @ RAJNISH KUMAR @ RAJNISH SINGH S/o Ganga
Singh @ Ganga Singh Morya R/o village- Umapur, P.S.- Bhagwanpur,
District- Kaimur at Bhabhua

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rabindra Kumar

For the Opposite Party/s : Mr.Prem Kumar Jha

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER**

2 30-08-2019 Heard both sides.

The petitioner apprehends his arrest in Chand P.S.
Case No.112 of 2019 registered under Sections 279, 337, 338,
307, 353 and 34 of the Indian Penal Code.

The informant alleged that the petitioner was driving
motorcycle and dashed a SAP constable causing fracture injury
on his leg and injury on his head.

The learned counsel for the petitioner submits that
petitioner was also badly injured in the accident. It is a pure case
of motor accident and not the intentional dashing knocking
constable from the motorcycle but it appears from the contents
of the F.I.R. itself that petitioner being the driver of the
motorcycle on being signaled to stop sped up his motorcycle



and dashed SAP constable causing fracture injury on his leg and injury on his head. During the course of investigation, it appears from the order of the learned Sessions Judge that the witnesses have disclosed that it was petitioner who was driving the motorcycle.

Taking into consideration the facts aforesaid, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

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