

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65579 of 2019

Arising Out of PS. Case No.-111 Year-2019 Thana- GHANSHYAMPUR District- Darbhanga

PALTAN MUKHIYA Son of Late Kapleshwar Mukhiya Resident of Village-
Nisihara, P.S.- Ghanshyampur, District- Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Santosh Kumar

For the Opposite Party/s : Mr.Chandra Sen Prasad Singh

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 18-12-2019 Heard learned counsel for the petitioner, learned

counsel for the informant and learned Additional Public

Prosecutor for the State.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections 302/34 of
the Indian Penal Code.

Prosecution case as lodged by the informant is that
while he and his wife was in the field, his son Vikash Kumar
came there and stated that Paltan Mukhiya along with his family
members brutally assaulted to daughter-in-law Reena Devi. The
informant rushed to home where his daughter-in-law was lying
dead.

Learned counsel for the petitioner submits that
petitioner is innocent, has committed no offence and he has been
falsely implicated in this case. He submits that there is no eye



witness to the said occurrence and all the family members has been made accused by the informant. He submits that petitioner has no manner of concern with the alleged offence. He further submits that petitioner has no criminal antecedent.

Learned counsel for the informant and the State submits that that accused petitioner is named in the F.I.R. He submits that during the investigation witnesses have supported the prosecution case.

Considering the nature of allegation, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, his payer for anticipatory bail is rejected in connection with Ghanshyampur P.S. Case No. 111 of 2019 pending before the court of the learned Sub Divisional Judicial Magistrate, Darbhanga, Bihar Camp Court Benipur.

Accordingly, the application is dismissed. However, petitioner is directed to surrender before the court below and prayer for regular bail and the learned court below will consider the bail application of the petitioner on the same day without being prejudiced by this order.

(Anjani Kumar Sharan, J)

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