

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71597 of 2019

Arising Out of PS. Case No.-79 Year-2019 Thana- SAHEBPUR KAMAL District- Begusarai

Binod Ram @ Binod Mahton, S/o Ram Chandra Ram Resident of Village-
Naya Tola, S.Kamal, P.S.-S.Kamal, District-Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prem Kumar

For the Opposite Party/s : Mr.Shaheen Begum

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 26-11-2019 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

Petitioner apprehends his arrest in connection with S.
Kamal P.S. Case No.79 of 2019, for the offence punishable
under Sections 147, 148, 149, 341, 307, 302, 323 of the Indian
Penal Code.

The allegation against the petitioner is that the
petitioner along with other accused person caught hold the
husband of the informant and the co-accused persons assaulted
the husband of the informant by means of iron rod, axe and
other weapons etc. leading to his death.

Mr. Uma Shankar, learned counsel for the petitioner
submits that petitioner has unnecessarily been dragged in this
case along with other 16 accused persons. Learned counsel



further submits that no overt act has been alleged against the petitioner and there is specific allegation of assault against the other co-accused persons.

Having regard to the submissions made by learned counsel for the parties and taking into consideration the fact that in the First Information Report, there is clear allegation that the petitioner along with other accused persons caught hold the deceased and the co-accused assaulted the deceased by means of lathi, axe and other weapons, leading to his death, I am not inclined to grant anticipatory bail to the petitioner and the same is hereby rejected.

(Anil Kumar Sinha, J)

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