

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11323 of 2020**

Arising Out of PS. Case No.-123 Year-2019 Thana- CHANDAUTI District- Gaya

Munna Kumar @ Chun- Mun Kumar Son of Rohit Yadav Resident of Village
- English, P.S.- Chandauti, Distt - Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Lilawati Singh

For the Opposite Party/s : Mr.Uday Pratap Singh

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

3. 27-08-2020 Heard learned counsel for the petitioner as well as
learned A.P.P. for the State through video conferencing.

The petitioner apprehends his arrest in Chandauti P.S.
Case No. 123 of 2019 registered for the offence under Sections
341, 323, 307, 325, 379, 504/34 of the Indian Penal Code and
later on, Section 302 of the I.P.C. was also added.

As per prosecution case, while the informant was
returning with his friend Ajit Kumar after attending a marriage
ceremony, petitioner alongwith other 10-12 accused persons
stopped and surround them with *lathi* and they brutally
assaulted informant and his friend, and as such, they got serious
injuries and later on, during course of treatment, Ajit Kumar
died.

It is submitted on behalf of petitioner that petitioner is



innocent and has committed no offence. There is general and omnibus allegation. There is no specific allegation of assault against petitioner. Petitioner has no criminal antecedent.

However, learned A.P.P. for the State has vehemently opposed the prayer for bail and submitted that there is direct allegation against the petitioner, who was identified by the informant during occurrence.

Considering the aforesaid facts and circumstances, I am not inclined to grant anticipatory bail to the petitioner. Accordingly, the petition stands rejected.

(Prabhat Kumar Singh, J.)

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