

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27672 of 2020

Arising Out of PS. Case No.-132 Year-2020 Thana- GORAUL District- Vaishali

MAHESH RAM S/o Late Maithu Ram Resident of Village-Mansurpur
Halaiya, P.S-Goraul (Kathara O.P.), District-Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajesh Ranjan Kumar

For the Opposite Party/s : Mr. APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 07-12-2020 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner has been in custody since 20.04.2020
in connection with Goraul (Kathara O.P.) P.S. Case No.
132/2020 registered for the offences punishable under Sections
341/323/302 of the Indian Penal Code.

As per the prosecution case, this petitioner is alleged
to have assaulted six months old son of the informant due to
which he died on the spot.

It is submitted that petitioner has been falsely
implicated in this case and informant is brother and no such
occurrence has taken place. In fact, the deceased fell down on
earth as a result of which he died and falsity is apparent from
the fact that as per the FIR, the informant is also alleged to have



been assaulted by this petitioner, but no such injury has been found on the body of the informant.

Learned counsel for the State has opposed the bail application and has submitted that there is specific allegation against this petitioner of assaulting the six months old son of the informant as a result of which he died on the spot.

Considering the aforesaid facts and circumstances and the nature of allegation levelled against this petitioner, I am not inclined to grant bail to this petitioner. It is, accordingly, rejected.

(Prabhat Kumar Singh, J)

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