

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48538 of 2019

Arising Out of PS. Case No.-12 Year-2019 Thana- MAHILA P.S. District- Bhagalpur

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MUNILAL YADAV @ MUNESH YADAV Son of Bhuto Yadav Resident of
Village - Parghari, P.S.- Rajoun, Dist.- Banka.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Tara Devi W/o Munilal Yadav @ Munesh Yadav At present Resident of
Village - Naya Tola Barari, Ward No.29, P.S.- Barari, Dist.- Bhagalpur.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Md. Najmul Hodda

For the Opposite Party/s : Mr.Anand Kishore Choudhary

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

6 04-02-2020 Heard learned counsel for the petitioner and

learned counsel for the State.

The petitioner apprehends his arrest in connection
with Bhagalpur Mahila P.S. Case No. 12 f 2019 registered under
Sections 323, 341, 354(B), 452, 498(A)/34, 506 of the Indian
Penal Code pending in the Court of S.D.J.M., Bhagalpur.

Submission of the learned counsel for the
petitioner is that the petitioner is the husband of opposite party
No. 2 and is innocent and has falsely been implicated in this
case. There is general and omnibus allegation of assault against
the petitioner.

Learned A.P.P. appearing on behalf of the State



opposed the prayer of the petitioner by contending that petitioner is the husband of the informant. In the F.I.R., there is direct allegation of assault against the petitioner by means of lathi, and thereafter on the order of the petitioner the co-accused persons started sprinkling kerosene oil on the informant. It is further submitted that, on perusal of the mediator's report, it appears that in spite of best and sincere efforts the matter could not be resolved, as detailed in Flag- 'M'. As such this case is not a fit case for grant of anticipatory bail.

Having considered the facts and circumstances of the case and nature of the allegation, this Court is not inclined to grant anticipatory bail to the petitioner. Accordingly, prayer of the petitioner is rejected.

(Arvind Srivastava, J)

K.K.RAO/-

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