

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87206 of 2019

Arising Out of PS. Case No.-191 Year-2019 Thana- PATORI District- Samastipur

SURAJ KUMAR DAS @ SURAJ DAS, aged about 19 years, Male, Son of
Umesh Das, Resident of Village- Rupali, P.S. Patori, Distt. Samastipur
... Petitioner

Versus

THE STATE OF BIHAR ... Opposite Party

Appearance :

For the Petitioner : Mr. Mukesh Kumar No.1, Adv.
For the Opposite Party : Mr. Damodar Prasad Tiwary, APP

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 18-01-2020 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the state.

The petitioner seeks bail in connection with Patori
P.S. Case No. 191 of 2019, registered for the offences under
Sections 302, 323, 324, 325, 34, 341 and 506 of the Indian
Penal Code, pending in the Court of the Additional Chief
Judicial Magistrate, IV, Samastipur.

The accusation is that Umesh Das, Jitendra Das,
Manju Devi and Suraj Das (petitioner) were indulged in causing
assault to Subodh Das due to domestic dispute. At that time,
Dinesh Das, husband of the informant, Gita Devi, rushed for
their rescue, then, Suraj Das (petitioner) gave iron rod blow at
the head of Dinesh Das in which he sustained injury and became
unconscious. When, Ram Kishun Das and Anil Das, cousin
father-in-law and brother-in-law of the informant, rushed to save



them, then, they were also assaulted through knife and iron rod. At that time, the petitioner gave the knife blow at the back of Anil Das and chest of Ram Kishun Das. Later on, Dinesh Das, husband of the informant, died in course of treatment.

Submission is that due to family dispute occurrence of marpeet took place. The petitioner is said to cause head injury to deceased, Dinesh Das, and also gave knife blow to injured Ram Kishun Das and Anil Das on their chest and back and there was no intention to kill the husband of the informant. The petitioner is in custody since 10.06.2019.

Having regard to the facts and circumstances of the case, I am inclined to grant bail to the petitioner. The prayer for bail is **rejected**.

(Rajendra Kumar Mishra, J)

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