

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26923 of 2021**

Arising Out of PS. Case No.-601 Year-2020 Thana- BEGUSARAI MUFFASIL District-
Begusarai

=====

DEEPAK CHOUDHARY S/o Late Hare Ram Choudhary R/o village- Lakho,
P.S.- Mufassil (Lakho O.P.), District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Rajesh Kumar
For the Opposite Party/s : Mr.A.G.

=====

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

3 18-11-2021 Heard learned counsel for the petitioner, the State
and the informant.

The petitioner seeks regular bail registered for the
offences punishable under sections 302/34 and other sections of
the Indian Penal Code.

As per the prosecution case, informant's brother was
doing trade of Coconut and accused persons demanded rangdari
from him. On 8.11.2020 this petitioner and co-accused Dhiraj
armed with iron rod and Khanti along with 6 to 7 unknown
accused persons assaulted the brother of the informant as a
result of which he died during treatment.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this



case. There is general and omnibus allegation of assault against all the accused persons and specific allegation of assault is against co-accused Dhiraj Chaudhary. During investigation no independent witness has supported the prosecution case. There was money dispute between the parties. Petitioner has got clean antecedent as stated in paragraph 3 of the bail petition. Petitioner is in custody since 4.1.2021.

Learned counsel for the State and the informant oppose the prayer for bail and submit that there is specific allegation of assault by iron rod against the petitioner and post mortem report also reveals that the victim had sustained multiple injuries on his body.

Considering the nature of accusation against the petitioner, his prayer for bail is refused.

(Prabhat Kumar Singh, J)

shashi/-

U		T	
---	--	---	--

