

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1254 of 2021

Arising Out of PS. Case No.-154 Year-2019 Thana- HAJIPUR District- Vaishali

Nand Kishore Rai, Son of Yamuna Rai Resident of Village - Purani Gandak
Pool Road, Jauhari Bazar, Police Stationi - Hajipur Town in the District of
Vaishali.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s	:	Mr.Ranjeet Kumar, Advocate
For the Informant	:	Mr.Rajeev Ranjan Sinha, Advocate
For the State	:	Mr. Akhileshwar Dayal, APP

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 12-03-2021 Heard learned counsel for the petitioner, learned
counsel for the informant and learned A.P.P. for the State.

Petitioner, in the present case, is seeking regular bail
in connection with Hajipur Town P.S. Case No. 154 of 2019
registered for the offences under Sections 341, 323, 326, 307,
504, 506/34 of the Indian Penal Code.

As per prosecution story, the house of the petitioner is
situated beside the house of the informant and a case of land
dispute was pending between them. The petitioner often used to
tell him to withdraw the case but the informant was not
withdrawing the case of land dispute. It is further alleged that on
23.02.2019 at about 6:30 A.M. when the informant came on the
road from his house, the petitioner stopped him and asked as to
why he is not withdrawing the case, when the informant refused



to withdraw the case the petitioner along with accused persons abused him and the petitioner thrown acid on the informant in order to kill him, on which the informant fell down, thereafter co-accused Lalbabu Rai and Nagendra Rai assaulted him with iron rod. When the informant's son came to rescue his father, he was also assaulted by throwing acid upon him.

Learned counsel for the petitioner submits that petitioner has been falsely implicated in this case due to previous land dispute. Learned counsel submits that there is one case on the head of this petitioner as stated in paragraph '3' of this application.

Learned A.P.P. for the State has opposed the prayer for regular bail of the petitioner.

Having regard to the facts and circumstances of the case wherein there is a specific allegation against this petitioner that he had thrown acid on the informant who has got injuries in the nature of multiple blister over right thigh, right forearm, right side of lateral aspect of abdomen and right side of face (permanent disfigurement) as mentioned in the impugned order, this Court is not inclined to grant regular bail to the petitioner.

Prayer for regular bail of the petitioner is, thus, refused.



Let the trial be expedited.

The trial court is expected to proceed with the trial as expeditiously as possible. The prosecution must cooperate in course of trial.

(Rajeev Ranjan Prasad, J)

Rajeev/-

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Note: The ordersheet duly signed has been attached with the record. However, in view of the present arrangements, during Pandemic period all concerned shall act on the basis of the copy of the order uploaded on the High Court website under the heading 'Judicial Orders Passed During The Pandemic Period'.

