

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39841 of 2020

Arising Out of PS. Case No.-266 Year-2019 Thana- GURUA District- Gaya

Nitish Kumar Son Of Rajesh Kumar @ Rajesh Kumar Akela Resident Of
Village - Dubba, P.S. - Gurua, District – Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Surendra Kumar Mishra, Adv.

For the Opposite Party/s : Mr.Navin Kr. Pandey, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 18-03-2021 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 147/148/149/302/504 and
506 of the Indian Penal Code.

Allegation against the petitioner alongwith other
accused persons is of assaulting the husband of the informant
over the arm and head by knife during treatment he died.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case. There is land dispute between the parties and both are
agnates. The petitioner is in jail custody since 26.12.2019. The
petitioner has no criminal antecedent which is mentioned in para
3 of the bail petition.

Learned APP for the State opposes the prayer for bail



petition and submits that the postmortem report has supported the prosecution case.

Considering the aforesaid facts and circumstances of the case, I am not inclined to enlarge the petitioner on bail. Accordingly, the prayer for bail of the petitioner is rejected in connection with Gurua P.S. Case No. 266/2019 from the Court of learned S.D.J.M., Sherghati (Gaya).

Accordingly, this application is dismissed.

(Anjani Kumar Sharan, J)

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