

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6723 of 2022

Arising Out of PS. Case No.-200 Year-2021 Thana- BANKA District- Banka

RAM GOPAL ROUT SON OF LATE BHADDO ROUT @ BHADDO
PRASAD RAUT RESIDENT OF VILLAGE- MOHANPUR, P.S.
BARAHAT, DISTRICT- BANKA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Brij Nandad Prasad, Advocate

For the Opposite Party/s : Mr. Uma Shankar Prasad Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 23-08-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

Let the defect(s), if any, be removed within a period
of four weeks.

The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 147, 149,
302 of the Indian Penal Code read with Section 7(C) of the
Protection from Lynching Act, 2017.

Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent.

The informant alleges that petitioner along with other
accused persons brutally assaulted her husband with lathi, danda
and iron rod on account of which he sustained severe injury and
died on the way to the hospital.



Learned counsel for the petitioner submits that petitioner has been falsely implicated in the present case and he is the villager and he has no concerned with the informant or her husband. He further submits that there is no specific allegation of assault against the petitioner or any of the accused persons.

Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner and submits that it is an admitted fact that the husband of the informant died on account of assault and it has been specifically alleged that he was assaulted brutally by the accused persons including the petitioner.

Considering the submissions made by the learned A.P.P., the Court is not inclined to extend the privilege of anticipatory bail to the petitioner in connection with Banka (Barahat) P.S. Case No. 200 of 2021 pending in the Court of learned Chief Judicial Magistrate, Banka/successor Court.

Hence, prayer for anticipatory bail is refused.

(Satyavrat Verma, J)

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