

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5842 of 2022

Arising Out of PS. Case No.-154 Year-2021 Thana- MAHESI District- East Champaran

MD. ANSAR KHAN @ ANSAR KHAN @ SAHEB SON OF LATE
ANWAR KHAN R/O VILLAGE- MOGALPURA CHAKLALU, WARD NO.
08, P.S.- MEHSI, DIST.- EAST CHAMPARAN

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Abhishek Kumar, Adv.

For the Opposite Party/s : Mr.J.N. Thakur, APP

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 24-08-2022 Learned counsel for the petitioner is directed to

remove all the defects pointed out by the Stamp Reporter within

one month.

Heard learned counsel for the petitioner as well as

Mr. J.N. Thakur, learned APP for the State.

The petitioner apprehends his arrest in connection

with Mehsi P.S. Case No. 154 of 2021, registered for the

offences punishable under Sections 341, 323 and 302 of the

Indian Penal Code.

As per allegation, some altercation was going on

between the parties and when the mother of the informant came

to rescue him, the petitioner dashed her on the ground due to

which she sustained injuries and she died.



Learned counsel for the petitioner has submitted that there is land dispute between the parties. He has submitted further that it was not intention of the petitioner to commit murder of the deceased and during the investigation in supervision note it has emerged that the case was not found true under Section 302 of the IPC rather it was found true under Section 304 of the IPC.

On the other hand, learned Addl.P.P has opposed the prayer for and submitted that the present petitioner dashed the mother of the informant due to which she fell on the ground and died.

Considering the above-mentioned facts and circumstances, it is not a fit case for anticipatory bail. Accordingly, it is rejected.

Office shall ensure that all defects are removed by the petitioner within the stipulated time provided in para-1 hereinabove, failing which the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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