

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8599 of 2022**

Arising Out of PS. Case No.-99 Year-2021 Thana- MAHARAJGANJ District- Siwan

Shahil Khan S/o Late Binod Miyan R/o village- Nakhas Chowk, P.S.-
Maharajganj, Distt.- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms.Kumari Anupam

For the Opposite Party/s : Mr.Md. Aslam Ansari

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

3 16-05-2022 Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner seeks bail in Maharajganj P.S. Case No.
99 of 2021, registered for the offence punishable under Sections
302, 307 and other allied sections of the Indian Penal Code.

As per the prosecution case, while the informant and
his brother were going to market and when arrived near Sanskrit
School, Railway gate then petitioner and three FIR named
accused persons assaulted them with knife, as a result of which
informant's brother died.

It is submitted on behalf of the petitioner that there is
general and omnibus allegation of assault with knife. Though
there is allegation of assault with knife against four persons, but
only two injuries were found in the postmortem report.



Petitioner is in custody since 27.07.2021 having no criminal antecedent.

Learned APP however, vehemently opposed the prayer for bail and submitted that there is specific and direct allegation against this petitioner, as a result of which informant's brother died.

Considering the facts aforesaid and the nature of allegation, I am not inclined to enlarge the petitioner above-named on bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

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