

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16875 of 2022

Arising Out of PS. Case No.-3 Year-2021 Thana- BIDUPUR District- Vaishali

Vijay Rai @ Vijay Ray Son of Late Mahadev Rai Resident of Village -
Kutubpur Saidpur (Chak Mahmad), P.s.- Bidupur, Distt.- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr.Birendra Kumar Singh
For the Opposite Party/s :	Mr.Pramod Kumar Pandey
	Mr. Niraj Kumar
	Mr. Nilesh Sinha

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 25-05-2022 Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner seeks bail in Bidupur P.S. Case No. 03
of 2021, registered for the offence punishable under Sections
302, 323 and other allied sections of the Indian Penal Code.

As per the prosecution case, this petitioner assaulted
the father of informant with butt of pistol on his head and near
right eye.

It is submitted on behalf of the petitioner that
petitioner has falsely been implicated in this case. Allegation of
assault is general and omnibus against all the FIR named
accused persons including petitioner. Cause of death has not
been ascertained as yet. Petitioner is in custody since



18.01.2022 having no criminal antecedent.

Counsel for informant however, vehemently opposed the prayer for bail and submitted that petitioner is one of the assailants of the deceased and there is specific and direct allegation and corresponding injury has been found by the doctor, as per the postmortem report.

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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