

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52521 of 2021**

Arising Out of PS. Case No.-51 Year-2020 Thana- RAJEPUR District- East Champaran

Rajkishore Sah@Raj Kishor Prasad Son Of Bhaglu Sah Resident Of Village-
Sagahari, P.S- Rajepur, Dist- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pramod Mishra
For the Opposite Party/s : Mr.Atul Chandra

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

4 29-01-2022 Heard learned counsel for the petitioner and learned
A.P.P for the State through video conferencing.

The petitioner seeks bail in Rajepur P.S. Case No. 51
of 2020, registered for the offence punishable under Section
302/34 of the Indian Penal Code.

As per the FIR, this petitioner inflicted repeated iron
blow on the head of informant's husband leading to serious head
injury causing his death.

It is submitted on behalf of the petitioner that incident
took place on the spur of moment as dispute arose between the
parties over land dispute and there was no intention to kill the
husband of informant. It is further submitted that only two
injuries have been found on the person of deceased one bruise
over left side of forehead and abrasion over left side of



forehead. Petitioner is in custody since 12.01.2021 having no criminal antecedent.

Learned APP however, vehemently opposed the prayer for bail and submitted that petitioner is the main assailant of deceased.

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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