

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7273 of 2021

Arising Out of PS. Case No.-1 Year-2017 Thana- KOILWAR District- Bhojpur

RAJU KUMAR Son of Shyam Sunder Mahto Resident of Village-
Misharpura, P.S.-Koilwar, District-Bhojpur. Petitioner

Versus

The State Of Bihar Opposite Party

Appearance :

For the Petitioner/s : Mr.Rajani Ranjan Pd. Singh

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

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 20-01-2022 Due to the third wave of COVID-19 Pandemic, the
matter is being taken up by way of Virtual Court proceeding.

The matter has been listed under the heading ‘For
Orders’ under the orders of Hon’ble the Chief Justice.

Heard learned counsel for the petitioner and learned
APP for the State through virtual mode.

Learned counsel for the petitioner is directed to
remove the defects, as pointed out by the Office, within a period
of four weeks after restoration of normalcy.

The petitioner is apprehending his arrest in Koilwar
P.S. Case No. 1/2017 registered under Sections 341,, 323,
326(A), 307 and 504/34 of the Indian Penal Code.

The prosecution allegation, in short, is that the accused
persons threw acid like substance due to which the informant
and his sister sustained injuries.



It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. There is family dispute between the parties. Both the parties are agnates. Due to some property dispute, the alleged occurrence is said to have taken place.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R. The allegation is of throwing acid upon the informant and his sister. From the order of Sessions Court, it appears that the informant and his sister both have sustained acid burn injuries.

Considering the same, I am not inclined to grant anticipatory bail to the petitioner in connection with Koilwar P.S. Case No. 1/2017. Prayer is rejected. However, if the petitioner surrenders in the Court below and prays for bail, the same shall be considered on its own merit without being prejudiced by this order.

(Sudhir Singh, J)

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