

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9029 of 2021

Arising Out of PS. Case No.-474 Year-2020 Thana- AKBARPUR District- Nawada

RAHUL CHAUDHARY SON OF NAGA CHAUDHARY @ RAJENDRA
CHAUDHARY RESIDENT OF VILLAGE- GOSAI BIGHA, P.S.- AK-
BARPUR, DISTRICT- NAWADA.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioner/s	:	Mr. Rajendra Narain, Sr. Adv. Mr. Sheo Kumar Prasad, Adv. Mr. Umesh Kumar Roy, Adv. Mr. Pratik Kumar, Adv. Mr. Anant Kumar Sinha, Adv.
For the Opposite Party	:	Mr. Giridhar Gopal Tiwary, Adv. Mr. Arvnendra Kumar Thakur Mr. Satyendra Prasad Mr. Bharat Lal

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

ORAL ORDER

5 03-03-2022 Learned counsel for the petitioner is directed to re-
move all the defects pointed out by the Stamp Reporter within
one month.

Heard learned counsel for the petitioner as well as
learned APP for the State.

The petitioner apprehends his arrest in connection
with Akbarpur P.S. Case No. 474 of 2020, registered for the of-
fences punishable under Sections 302, 34, 341, 323, 307 of the
Indian Penal Code.

As per *fardbeyan* when the informant and Dharmen-



dra Kumar Singh (deceased) were returning to their home after purchase of some domestic articles, their motorcycle became unbalanced due to tempo driven by the co-accused Naga Chaudhary. When Dharmendra Kumar asked as to why was he driving in such a way, on that, co-accused Surendra Yadav and Naga Chaudhary started assaulting Dharmendra Kumar. Meanwhile, Naga Chaudhary and Surendra Yadav called his family members who badly assaulted the informant and deceased. The specific allegation against the co-accused Naga Chaudhary is that he inflicted knife blows on the person of the deceased whereas the present petitioner also inflicted *lathi* blows on the person of the deceased.

Learned counsel for the petitioner has submitted that the specific allegation of inflicting knife blow is against co-accused Naga Chaudhary and the allegation against the present petitioner is merely that he assaulted the deceased with *lathi*.

Learned counsel for the informant has submitted that multiple injuries have been found on the person of the deceased as mentioned in the order of learned Additional Sessions Judge-V, Nawada and cause of death is due to injuries sustained.

He has further submitted that even the regular bail petition of co-accused, Naga Chaudhary, and other accused per-



sons have been rejected.

Considering the above-mentioned facts and circumstances the present petitioner does not deserve the privileges of 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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