

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5432 of 2023

Arising Out of PS. Case No.-245 Year-2022 Thana- MAIRWAN District- Siwan

DEEPAK YADV @ PAPPU @ PAPPU KUMAR @ DEEPAK KUMAR SON
OF PARAS YADAV @ PARAS NATH YADAV R/O VILLAGE-
PHULWARIA, P.S.- MAIRWA, DISTRICT- SIWAN

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raghav Prasad, Adv.

For the Opposite Party/s : Mr.Yogendra Kumar, APP.

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 07-04-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner apprehends his arrest in a case registered
for the offences punishable under Sections 341, 323, 324,
302/34 of the Indian Penal Code.

Allegedly, petitioner along with other accused persons,
came near the house of the informant and started abusing and
assaulting the informant's husband. In the meanwhile, the
petitioner assaulted the informant's husband by means of knife
on his abdomen and thigh, as a result of which the informant's
husband became seriously injured and during treatment, he died.

It is submitted by learned counsel for the petitioner that
petitioner is quiet innocent and has committed no offence. Both



the parties are agnates. No such occurrence as alleged ever took place. He has been falsely implicated in this case due to ulterior motive. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. There is admitted land dispute between the parties. It is further submitted that as per prosecution story, the petitioner assaulted the informant's husband with knife on his abdomen and thigh but postmortem does not show any injury on abdomen. Petitioner has two criminal antecedent as mentioned in para-3 of this application.

Learned APP for the State opposed the prayer for bail.

Considering the facts and circumstances of case and nature of the offence, I am not inclined to enlarge the petitioner on anticipatory bail. The prayer for anticipatory bail of the petitioner is hereby rejected.

(Anjani Kumar Sharan, J)

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