

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9268 of 2023**

Arising Out of PS. Case No.-236 Year-2022 Thana- MOHIUDDIN NAGAR District-
Samastipur

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DEEPAK CHOUDHARY @ DEEPAK KUMAR S/O BINOD
CHOUDHARY Resident of Village- Karim Nagar, P.S.- Mohiuddin Nagar,
District- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amit Kumar , Advocate

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

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

3 04-07-2023 Heard learned counsel for the petitioner and the

State.

Petitioner apprehends arrest in a case registered for
the offence punishable under sections 323, 324, 307, 366, 494,
379, 504, 506 and 34 of the I.P.C.

As per the prosecution case, all the F.I.R named
accused persons including this petitioner kidnapped the wife of
informant and also took away jewelry from the house of
informant. It is further alleged that when informant went at the
house petitioner then informant was assaulted with iron rod by
co-accused persons causing head injury.

It is submitted on behalf of the petitioner that
petitioner has falsely been implicated in this false case due to



village politics. As a matter of fact that real fact is that, informant brutally assaulted his wife and thereafter, she fled away from his house without giving any information to her husband. Petitioner claims clean antecedent.

Learned counsel for the State opposes the prayer for bail and submits that the victim girl in her statement under section 161 and 164 Cr.P.C. have supported the prosecution. It is further submitted that witnessess have also supported the prosecution case.

Considering the statement of victim under section 164 Cr.P.C and gravity of offence, prayer for pre-arrest bail of the petitioner is rejected.

(Prabhat Kumar Singh, J)

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