

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34836 of 2023**

Arising Out of PS. Case No.-16 Year-2020 Thana- SABAUR District- Bhagalpur

LALU KUMAR @ LALU TANTI Son of Parkash Tanti Resident of Village-
Mamalkha, Police Station- Sabour, District- Bhagalpur

... ..
Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dr. Manoj Kumar, Advocate
For the Opposite Party/s : Mr. Umanath Mishra, A.P.P

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 25-07-2023 Learned counsel for the petitioner is permitted to remove defect (s), as pointed out by the office, if any, within a period of four weeks on resumption of physical mode.

2. Heard learned counsel for the petitioner and learned A.P.P for the State.

3. The petitioner has preferred this application for grant of regular bail in connection with Sabour P.S Case No. 16 of 2020 dated 16.01.2020 registered for the offences punishable under Sections 341, 323, 504, 506, 307, 379 and 302 read with 34 of the Indian Penal Code.

4. As per the prosecution case, the petitioner and the co-accused persons holding *danda* and iron rod come abusing to the door of the informant and exhorted to kill. Thereafter,



they began to assault the informant's father and brother indiscriminately. In the meantime, the petitioner assaulted on the head of the informant's father with iron rod with intent to kill causing broken injury.

5. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. There is case and counter case between the parties. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 30.09.2021.

6. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner by submitting that there is specific allegation against the petitioner of assaulting the informant's father with iron rod. It is further submitted that the informant's father died during the course of investigation.

7. Considering the aforesaid facts and circumstances of the case as well as the specific and heinous nature of allegation against the petitioner, I am not inclined to enlarge this petitioner above-named on bail.

8. Learned Trial Court is directed to expedite the trial and conclude the same at the earliest.



9. The bail petition stands rejected.

(Chandra Prakash Singh, J)

atul/-

U		T	
---	--	---	--

