

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56652 of 2022

Arising Out of PS. Case No.-357 Year-2021 Thana- VAISHALI District- Vaishali

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DINESH BAITHA SON OF CHANA BAITHA R/O WARD NO. 3,
MISHRAULIYA JAGDISH, P.O.- MISHRAULIYA AFZALPUR, P.S.-
BELSAR (O.P) VAISHALI, DISTT.- VAISHALI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mrs.Namrata Mishra,Advocate

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

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 25-01-2023 Heard Mrs. Namrata Mishra, learned counsel for the

petitioner and Mr. Ashok Kumar Singh, learned APP for the

State.

The petitioner apprehends his arrest in connection
with Vaishali (Belsar O.P.) P.S. Case No. 357 of 2021 for the
offence registered under Sections 341, 323, 302 and 34 of the
Indian Penal Code.

As per the prosecution story, the informant alleged
that her husband as also her brother went to wholesale market
for purchasing some domestic household articles and as they
reached near Magandev Hotel due to old rivalry, the accused
persons including the petitioner herein caught hold of her
husband. Further allegation is of assaulting him severely. The



brother however, managed to escape and when the police patrol party came, the accused persons tried to escape but two of them were apprehended. Accordingly, the FIR was lodged. Subsequently, her husband succumbed to the injuries.

Considering the kind of allegation that has come against the petitioner herein which resulted into the unfortunate death of the husband of the informant, this is not a fit case for grant of anticipatory bail, which is accordingly rejected.

(Rajiv Roy, J)

Jagdish/Neha/-

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