

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70233 of 2022

Arising Out of PS. Case No.-290 Year-2022 Thana- KORHA District- Katihar

Md. Rafique Son Of Abdul Hannan R/O Sahariya, P.S.- Barari, District-
Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar Singh
For the Opposite Party/s : Mr.Choubey Jawahar

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 24-01-2023 Heard learned counsel for the petitioner and the
learned APP for the State.

The petitioner apprehends his arrest in connection
with Korha P.S. Case No.290 of 2022 instituted under Sections
302, 201/34 of the IPC.

As per the prosecution story, the informant alleged
that the dead body of his elder brother was lying under the
Khanpur bridge. It was thereafter retrieved from the water and
sent to Katihar Sadar Hospital for postmortem and upon a look
on the body, body it can be assumed that the deceased was given
a severe beating. The allegation is that when he visited his
brother's house who were living separately, they found the same
locked and as such he had strong suspicion that the wife of the
deceased as also her 'Maika' people under conspiracy killed his
brother. The reason may be due to altercation his brother had



with father-in-law who had taken money from his deceased brother.

Learned counsel for the petitioner submits that only on the basis of suspicion, the entire family members of the deceased in-laws have been dragged by the informant's brother.

Learned APP on the other hand has drawn attention of this Court to the observation of the learned Sessions Judge in which it has been stated that in number of paragraphs of the case diary, the witnesses have made allegation against the named accuseds.

Taking into account the aforesaid facts, so far as anticipatory bail is concerned, certainly it is not a fit case extend the said relief, which is accordingly rejected.

(Rajiv Roy, J)

Prakash Narayan /-

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

