

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39090 of 2024

Arising Out of PS. Case No.-570 Year-2022 Thana- DHANARUA District- Patna

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Guddu Kumar Son of Bijendra Prasad R/O Vill.- Dubhara, P.O.- Madhpura,
P.S.- Dhanarua, Dist.- Patna

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Dhirendra Kumar Sinha, Advocate
	:	Mr. Sanjay Kumar Pandey, Advocate
For the State	:	Mr. Nirmal Kumar Sinha, APP
For the Informant	:	Mr. Vijay Kumar Sinha, Advocate

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

6 22-11-2024 Heard Mr. Dhirendra Kumar Sinha, learned counsel for

the petitioner and Mr. Vijay Kumar Sinha, learned counsel
representing the Informant beside learned APP Mr. Nirmal Kumar
Sinha.

2. The petitioner is in judicial custody in connection with

Dhanarua P.S. Case No. 570 of 2022 for the offence under Sections
302 and 34 of the Indian Penal Code lodged on 21.09.2022 by the
informant, Babu Chandra Singh.

3. The allegation is against the petitioner, he is named

accused in the F.I.R. Earlier the case of the petitioner is/was that
contrary to the direct allegations against three persons only three
injuries have been found and further the petitioner is not mentally fit
person.

4. Though, the first prayer was immediately rejected, in

view of the direct allegation that has come in the F.I.R, considering



the second submission, this Court wanted the State to constitute a Medical Board and submit a report.

5. Pursuant thereto, a report has come, according to which, the Medical Board has opined that though the petitioner is agile, he needs to be inspected by the BIMHANS (Koilwar) for IQ Assessment and Psychometric Evaluation. So far as the mental stage examination is concerned, the Medical Board has opined that he is conscious, cooperative, comprehensive, eye to eye contact established, rapport established and maintained, touched with surrounding present.

6. Taking into account the submission put forward by the parties as also the fact that the petitioner is the named accused in the present case, the petition for grant of relief stands rejected.

7. However, considering the opinion given by the Medical Board of Patna Medical College and Hospital, Patna, the Superintendent of Sub-Jail Masaudhi, is directed to take steps for getting the petitioner examined from the BIMHANS (Koilwar), Patna.

8. The bail petition stands rejected with the aforesaid observation.

(Rajiv Roy, J)

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