

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54296 of 2024

Arising Out of PS. Case No.-148 Year-2023 Thana- ANDHRATHARHI District- Madhubani

1. Manoj Rai @ Manoj Kumar @ Manoj Kumar Ray SON OF JAGDISH RAI VILLAGE- PALAR, PS- ANDHRATHARI, DIST- MADHUBANI
2. ARTI DEVI WIFE OF MANOJ RAI @ MANOJ KUMAR @ MANOJ KUMAR RAY VILLAGE- PALAR, PS- ANDHRATHARI, DIST- MADHUBANI

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jitendra Bharti, Advocate
For the Opposite Party/s : Mr.Mohammed Arif, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 01-10-2024 Heard learned counsel for the petitioners and the State.

2. Petitioners apprehend their arrest in connection with Andhrathari P.S. Case No. 148 of 2023 registered for the offence punishable under sections 341, 342, 323, 307, 504 and 506/34 of the Indian Penal Code.

3. As per the prosecution story, the informant alleged that on 17.10.2023 altercation between children took place while she was cooking. The accused-petitioners abused and assaulted her by fists and slaps and later she was assaulted by Khanti also. As a result of which, she sustained injury and later during the course of treatment, she died.



4. Learned counsel for the petitioners submits that the petitioners have falsely been implicated in connection with the present case actually, petitioner no. 1, is ‘*dewar*’ of the informant. It is further submitted that from a bare perusal of the post-mortem report and viscera report, it appears that the informant died due to some disease.

5. Learned counsel for the State submits that there is sufficient materials in the case diary which shows that the informant died due to assault caused by the petitioners.

6. Having regard to the aforesaid facts and circumstances of the case, prayer for bail of the petitioners is rejected.

(Prabhat Kumar Singh, J)

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