

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49200 of 2024

Arising Out of PS. Case No.-254 Year-2023 Thana- BELA District- Sitamarhi

Nathuni Raut @ Raghvendra Kumar Son Of Lal Babu Raut R/O- Village-
Bela Khurd, P.S.- Bela, Distt.- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

with

CRIMINAL MISCELLANEOUS No. 56276 of 2024

Arising Out of PS. Case No.-254 Year-2023 Thana- BELA District- Sitamarhi

Dilip Raut son of Late Satrugan Raut R/o Village- Bela Khurd, Ps- Bela,
Dist- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

(In CRIMINAL MISCELLANEOUS No. 49200 of 2024)

For the Petitioner/s : Mr.Virendra Kumar

For the Opposite Party/s : Mr.Tapeshwar Sharma

(In CRIMINAL MISCELLANEOUS No. 56276 of 2024)

For the Petitioner/s : Mr.Virendra Kumar

For the Opposite Party/s : Mr.Chandra Sen Prasad Singh

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 01-10-2024 Heard learned counsel for the petitioners, learned

A.P.P for the State of both cases and learned counsel for the

informant.

2. The petitioners apprehend their arrest in a case

registered for offence under Sections 302/34 of the Indian Penal

Code.

3. As per prosecution case, on 15.11.2023, the

petitioners made scuffle with father of informant at Bela Bus



Stand and thereafter, assaulted with iron rod, as a result of which, father of informant died.

4. Learned counsel for the petitioners submits that informant is not eye-witness to the occurrence and only on suspicion, petitioners have been made accused. As a matter of fact, the deceased had consumed illicit liquor and as such, he fell down from the bus and died, but due to enmity, the informant has dragged these petitioners in this case. Petitioners claim clean antecedent.

5. However, learned counsel for the informant vehemently opposes the prayer for anticipatory bail and submits that petitioners are named in the F.I.R. with specific accusation that they assaulted father of the informant with iron rod, as a result of which, father of informant died. Witnesses have supported the prosecution case. *Post-mortem* report also suggests that deceased died due to head injury, caused by hard & blunt substance.

6. Considering the aforesaid facts and circumstances, the prayer for anticipatory bail of petitioners is rejected.

(Prabhat Kumar Singh, J)

anay

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

