

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60011 of 2024

Arising Out of PS. Case No.-152 Year-2023 Thana- RAJNAGAR District- Madhubani

Umesh @ Umesh Kumar Yadav @ Umesh Yadav, Male, aged about 21 years,
son of Ram Nath Yadav, resident of village-Sonwari, P.S.- Rajnagar, District -
Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar, Advocate

For the Opposite Party/s : Mr. Choubey Jawahar, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 23-08-2024 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner apprehends arrest in connection with
Rajnagar PS Case No.152 of 2023 dated 16.06.2023, instituted
under Sections 341, 323, 324, 307, 379/34 of the Indian Penal
Code.

3. The prosecution case, in short, is that while the
informant's son along with his five friends were going to attend
a *Baaraat* on motorcycle, they were intercepted by the petitioner
along with Somnath Yadav and 5-6 unknown persons and
thereafter they assaulted the son of the informant. On protest,
the petitioner, with a view to kill the informant's son, attacked
on him by means of dagger on his belly. When his son fell



down, then co-accused, Somnath Yadav, again stabbed on his belly by the same dagger two or three times. The informant took away his son to PHC, Rajnagar, from where he was referred to Sadar Hospital and seeing his serious condition, he was admitted to Cribs Hospital, Madhubani.

4. Learned counsel for the petitioner submits that the petitioner is innocent and he has been falsely implicated in this case. It is also submitted that the FIR has been lodged with delay of two days without any plausible explanation for the same. The petitioner has no concern either with the alleged occurrence or with Somnath Yadav. The petitioner is living in Delhi with his father to earn his livelihood. Lastly, it is submitted that the petitioner is in custody since 24.05.2024 having clean antecedents.

5. Learned APP has opposed the prayer for bail. It is submitted that the victim/injured has been examined and he has specifically stated that the petitioner as well as Somnath Yadav stabbed in his abdomen by means of dagger.

6. There is specific allegation against the petitioner of inflicting knife blow in the abdomen of the informant's son.

7. In such view of the matter, I am not inclined to enlarge the petitioner on bail at this stage.



8. Accordingly, prayer of the petitioner for grant of
bail is rejected for the present.

9. The application stands dismissed.

(Khatim Reza, J)

J. Alam/-

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