

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70493 of 2024

Arising Out of PS. Case No.-751 Year-2023 Thana- MAHUA District- Vaishali

Subhash Kumar S/o Ramlal Ray Residnet of village - Kushar Khas, Ward no
10, PS- Mahua, District- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajeev Ranjan No. II

For the Opposite Party/s : Ms.Pronoti Singh

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 18-10-2024 1. Heard learned counsel for the petitioner and
learned APP for the State.
2. The petitioner seeks bail in a case registered for the
offences punishable under Sections 341, 323, 307, 379, 504, 506
and 34 of the Indian Penal Code.
3. The learned counsel for the petitioner submits that
the petitioner is in custody since 29.07.2024 and he is a person
with clean antecedent. It is further submitted that though
allegation against this petitioner is of assaulting the informant
by sword causing injury on head, but then, from perusal of the
order impugned, it would manifest that the same records that
injury was caused by hard and blunt substance, which belies the
allegation of assault by sword, which is a sharp edged weapon.
4. Learned A.P.P. opposes the bail application and



submits that the petitioner might have assaulted the injured from the blunt side of the sword causing injury and the order impugned records that the injury has been opined to be grievous in nature.

5. The learned counsel for the petitioner, at this stage, submits that on account of dispute relating to land, an altercation had taken place in which both sides assaulted each other and the blow was not repeated but then, fairly submits that the injury has been opined to be grievous in nature.

6. On query of the Court that as to whether charges have been framed against the petitioner or not, on which the learned counsel appearing on behalf of the petitioner fairly submits that charges till date have not been framed. The Court for the present is not inclined to release the petitioner on bail.

7. Accordingly, the prayer of the petitioner for bail stands rejected.

8. However, the petitioner would be at liberty to renew his prayer for bail after framing of charge.

(Satyavrat Verma, J)

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