

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74107 of 2023

Arising Out of PS. Case No.-226 Year-2022 Thana- DEWARIA District- Muzaffarpur

VIJAY SAH @ BIJAY SAH SON OF TUNKI SAH RESIDENT OF
VILLAGE - SOHANSA, POLICE STATION - DEORIYA, DISTRICT -
MUZAFFARPUR

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Upendra Kumar Chaubey, Advocate

For the Opposite Party/s : Mr. Shantanu Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

3 05-03-2024 Heard learned Counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest in connection with Deoriya P.S. Case No. 226 of 2022 for the offence registered under sections 341, 323, 324, 308, 504, 354 and 34 of the Indian Penal Code lodged on 09.12.2022 by the informant, Shobha Devi.

3. As per the prosecution story, the informant alleged that the accused persons including this petitioner were making illegal construction, her brother-in-law (*devar*) objected to that whereafter the assault took place. The allegation against the accused persons is of assaulting her *devar*, causing head injury. Further, allegation is of outraging the modesty of the female



family members which followed the treatment at Primary Health Centre and then to the S.K. Medical College and Hospital, Muzaffarpur. Accordingly, the FIR.

4. Though learned Counsel for the petitioner tried to impress upon this Court, a bare perusal of the order of the learned Sessions Judge would show that Suraj Kumar has sustained two grievous injury in that view of the matter, it would be appropriate that the petitioner seeks bail.

5. Cr. Misc. No. 74107 of 2023 stands rejected.

(Rajiv Roy, J)

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