

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30503 of 2025

Arising Out of PS. Case No.-238 Year-2021 Thana- POTHIIYA District- Kishanganj

Baharuddin @ Badrudin Son of Abdul Sakur Resident of Village -
Khoksabari, P.S.- Pothia, District - Kishanganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ram Prawesh Kumar, Advocate
For the Opposite Party/s : Mr. Upendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

3 06-08-2025 Heard Mr. Ram Prawesh Kumar learned counsel for
the petitioner and the State.

2. The petitioner is in custody in connection with
Pothia P.S. Case No. 238 of 2021 for the offence punishable
under sections 341, 379, 323, 324, 307, 504, 506/34 of the
Indian Penal Code lodged on 12.12.2024 by the informant,
Nazir Ahmad.

3. As per the prosecution story, the informant alleged
that while he was in a Panchayat, his brother (petitioner herein)
called him to home. As he was moving towards his home, the
petitioner along with his other associates intercepted and this
petitioner gave sword blow injuring his body from chest to
stomach thereafter the other accused persons also assaulted on
him causing injuries.

4. The matter is of the year 2021, the anticipatory bail



of the petitioner was rejected in the month of July, 2023, the petitioner chose his own time despite being the main accused and came into judicial custody only in the month of December, 2024.

5. Though learned counsel for the petitioner tried to impress upon this court that due to land dispute, the own brother has exaggerated the allegation, learned APP opposes the prayer for bail and submits that he is the main accused and evaded arrest for three years despite the rejection of anticipatory bail in the year 2023.

6. Taking into account the aforesaid facts as also the materials on record and direct allegation that his own brother has made against him, no relief can be granted.

7. This bail application stands rejected.

(Rajiv Roy, J)

Raj Ranjan/-

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