

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3325 of 2025

Arising Out of PS. Case No.-54 Year-2024 Thana- RAUTARA District- Katihar

Md. Pappu @ Md. Pappu Alam @ Mohammad Jakir Son of Sheikh Jauhari @
Sheikh Jahur, Resident of Village- Sheikh Tola, Rautara, PS- Rautara, Distt.-
Katihar.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Mandal, Advocate

For the Opposite Party/s : Mr.Bharat Bhushan, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 12-02-2025 Heard learned counsel appearing on behalf of the

petitioner and learned Additional Public Prosecutor appearing

on behalf of the State.

2. The accused/petitioner is named in F.I.R. and
apprehending his arrest in connection with Rautara P.S. Case
No. 54 of 2024, registered for the offences punishable under
Sections 341, 323,324, 307, 325, 504, 506 of the Indian
Penal Code.

3.The allegation against the petitioner is to assault
informant and others with spade alongwith other co-accused
persons, causing head and bodily injury, where the occurrence
alleged to be arising out of land dispute.



4. Learned counsel appearing on behalf of the petitioner submitted that the allegation *qua* physical assault is appearing very much general and omnibus against this petitioner. It is submitted that the allegation of physical assault is also available against co-accused Mahboob Alam. Explaining the occurrence, it is submitted that same took place in the background of land dispute. While concluding the argument, it is submitted that petitioner found involved in two more criminal cases, where he is on bail.

5. Learned APP while opposing the prayer of bail submitted that the petitioner alleged to assault specifically on the head of father of the informant, causing incised wound by using sharp edged cut weapon and upon medical examination, same was found grievous in nature, suggesting *prima facie* that he was under intention to cause death of the father of the informant, who is injured in present case.

6. Considering the aforesaid facts and circumstances and by taking note of fact as petitioner alleged to cause grievous injury on the vital part of the body of the injured, where nature of injury appears *prima facie*



corroborating to that of nature of weapon alleged to be used during the occurrence by petitioner, accordingly, the prayer of anticipatory bail of the petitioner stands rejected herewith.

(Chandra Shekhar Jha, J)

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