

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46706 of 2012

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Nagendra Yadav , son of Sri Bindeshwari Yadav, resident of village – Chandan Patti, P.S. – Gamharia, District – Madhepura.

.... Petitioner/s

Versus

The State Of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

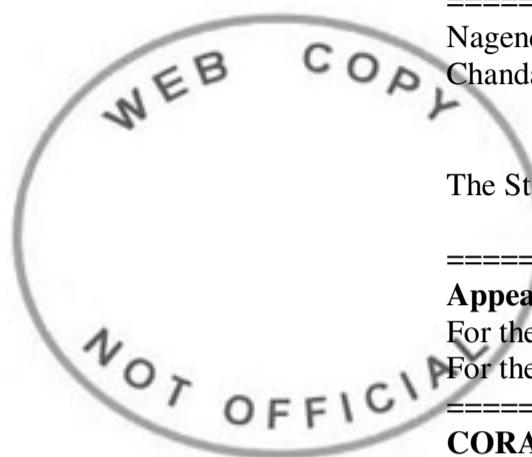
2 19-12-2012

Heard Sri Yogendra Kumar, learned counsel for the petitioner, Sri Chandra Bhushan Prasad, learned Additional Public Prosecutor and Sri Sharda Nanda Mishra, learned counsel, who has voluntarily appeared on behalf of informant.

The sole petitioner, who apprehends his arrest in Gamharia P.S. Case No. 48 of 2011, registered for the offence under Section 307 and other allied Sections of the Indian Penal Code and Section 27 of the Arms Act, has prayed for grant of bail in the event of his arrest or surrender.

Learned counsel for the petitioner submits that though in the F.I.R. there is allegation against the petitioner regarding giving ‘Farsa’ blow on the head of the informant, injury report suggests that injury was caused due to use of hard and blunt substance, which was simple in nature.

In view of the fact that there is specific allegation



against the petitioner in a case registered for the offence under Section 307 and other allied Sections of the Indian Penal Code and Section 27 of the Arms Act, the court is of the opinion that no privilege of anticipatory bail can be granted.

The petition stands dismissed.

(Rakesh Kumar, J)

Praful/-