

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35884 of 2015

Arising Out of PS.Case No. -109 Year- 2014 Thana -AWTARNAGAR District-
SARAN

Lakshman Rai S/o Late Bhagwan Rai resident of village- Ramgadha P.S.
Awtarnagar Distt- Saran at Chapra.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Vijay Kumar, Adv.

For the Opposite Party/s : Mr. Dr. M.K.Gautam, APP

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

2 04-09-2015

Heard learned counsels for the petitioner

and the State.

The petitioner is apprehending his arrest in
a case registered for the offences punishable under Sections 302,
120 B, 307/34 of the Indian Penal Code.

The prosecution case is that co-accused
Mahesh Rai, Mukesh Rai, Nagendra Rai, Ajay Rai @ Raja
Bimal Rai came variously armed and they killed the brother of
the informant, Mritunjay by causing firearm injury. The firing
also hit one of the neighbour. It is alleged that the petitioner is
one of the conspirators.

It is submitted by learned counsel for the

petitioner that accusation of overt act has not been alleged against the petitioner and there is nothing on record to suggest that the petitioner conspired in commission of the offence.

Let the learned court below consider the prayer for regular bail of the petitioner, if the petitioner surrenders before the learned court below within a period of six weeks from today in connection with Awtar Nagar P.S. Case No. 109 of 2014, pending in the court of learned C. J. M., Saran at Chapra.

With the aforesaid observation, this application is disposed of.

(Dinesh Kumar Singh, J)

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