

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52179 of 2014

Arising Out of PS.Case No. -117 Year- 2009 Thana -DHAKA District-
EASTCHAMPARAN(MOTIHARI)

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Manoj Kumar Jaishwal @ Manoj Jaishwal, son of Sri Mahendra Prasad Chaudhary.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajesh Kumar Singh
Mr. Dinu Kumar
Mr. S.K. Prabhakary

For the Opposite Party/s : M/s. Shahin Begum (App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR SRIVASTAVA
ORAL ORDER

2 06-01-2015 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

Petitioner apprehends his arrest in connection with

Dhaka P.S. Case No. 117 of 2009 registered for the offences

punishable under Sections 324, 307/34 of the Indian Penal Code

and 27 of the Arms Act.

There is specific allegation against the petitioner that

he opened fire causing firearm injury to the informant. No doubt,

after investigation police submitted final form showing

insufficient evidence against the petitioner and some others but

admittedly, the learned court below differed with the findings of

the police and took cognizance of the offences against the

petitioner and others.

Therefore, in my view, it is not a fit case for grant of anticipatory bail and accordingly, the prayer for anticipatory bail of the petitioner stands rejected.

However, the regular bail application of the petitioner shall be decided on its own merit without being prejudiced by this order.

(Hemant Kumar Srivastava, J)

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