

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29098 of 2015

Arising Out of PS.Case No. -21 Year- 2002 Thana -NIMCHAKBATHANI
District- GAYA

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Mangal Yadav S/o Garib Das Yadav Resident of Village Shekhpura, Police
Station Neemchak Bathani, District Gaya.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

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

For the Opposite Party/s : Mr. Sanjay Kumar Tiwary (App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

2 24-07-2015 Heard both sides.

The petitioner apprehends his arrest in Neemchak
Bathani P.S. Case No. 21 of 2002, registered for the offences
punishable under Section 302 and other Sections of the Indian
Penal Code and 27 of the Arms Act.

The informant made a very specific allegation against
Mangal Yadav, the petitioner that he fired on his nephew and his
nephew after receiving firearm injury fell down. Thereafter
Awadhesh Yadav fired on the chest of the nephew of the
informant and he died. Other co-accused Naresh Yadav has been
granted anticipatory bail by the bench of this Hon'ble Court.
Naresh Yadav is not assailant of the deceased. The case is of the

year 2002 and the petitioner came for anticipatory bail after 13 years of the institution of the case.

Considering the facts aforesaid and the fact that the petitioner made firing causing death of the nephew of the informant, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J.)

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