

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25108 of 2016

Arising Out of PS.Case No. -338 Year- 2015 Thana -SAHEBPUR KAMAL District- BEGUSARAI

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Ram Bilash Yadav, Son of Late Bauku Yadav Resident of Village-
Chamman, Tola, Police Station - Sahebpur, Kamal, District Begusarai.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Karandeep Kumar

For the Opposite Party/s : Mr. Chandra Bhushan Pd.(App)

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA

ORAL ORDER

4 03-08-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is an accused in connection with
Sahebpur Kamal P.S. Case No. 338 of 2015, registered under
Sections 147, 148, 149, 504 and 307 of Indian Penal Code and
Section 27 of the Arms Act, pending in the Court of Addl. Chief
Judicial Magistrate-V, Begusarai.

The accusation is that on 17.08.2015, Shyamdeo
Yadav, son of the informant, was returning to his house after
cutting the grass. In the meantime, 08 persons, including the
petitioner, came armed with gun and started to abuse saying to
vacate the land. When Shyamdeo Yadav made protest then on
the order of Rabo Yadav, this petitioner shot fire at the son of the
informant causing injury at his chest.

Learned counsel for the petitioner submits that petitioner is innocent and he has falsely been implicated in this case due to land dispute. The petitioner is in custody since 23.12.2015.

Learned counsel for the State vehemently opposed the prayer of the petitioner and submits that there is specific allegation against the petitioner to shot fire at the chest of the son of the informant. In para 32 of the case diary the injury was found caused by fire arm.

Having considered the facts and circumstances of the case and nature of allegation, I am not inclined to enlarge the petitioner on bail. Accordingly, prayer of the petitioner, above named, is rejected.

(Rajendra Kumar Mishra, J.)

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