

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.21156 of 2016**

Arising Out of PS.Case No. -69 Year- 2015 Thana -ASARGANJ District- MUNGER

Pravesh Yadav @ Ram Pravesh Yadav Son of Late Rameshwar Yadav,  
Resident of village- Dulhar, P.S.- Asarganj, District Munger

.... .... Petitioner

Versus

The State of Bihar

.... .... Opposite Party

**Appearance :**

For the Petitioner : Mr. Rajendra Prasad Yadav, Advocate

For the Opposite Party : Mr.

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

4      16-08-2016                      Heard learned counsel for the petitioner and learned  
counsel for the State.

The petitioner is in custody in connection with  
**Asarganj P.S.Case No.69 of 2015** pending in the Court of **CJM,**  
**Munger** registered for an offence under sections 147, 148, 149,  
331, 342, 323, 379 and 307 of the IPC and Section 27 of the Arms  
Act.

As per the prosecution case, it is alleged by the  
informant that all the accused persons surrounded her son Diwakar  
Yadav and accused Ram Pravesh Yadav put his pistol on the  
temple of Diwakar Yadav and rest of them assaulted him with  
*lathi* and *danda* and also snatched gold locket of Bajrangbali from  
the neck of Diwakar Kumar after that all the accused persons fled

away from the place of occurrence.

Learned counsel for the petitioner submits that the petitioner is in custody since 25.12.2015. Chargesheet has been submitted. There is no allegation of tampering of witnesses alleged against the petitioner. Petitioner has falsely been implicated in the present case. For the same occurrence, three cases have been instituted giving different places of occurrence. Petitioner is an employed in Home-guard.

On behalf of the State, it is submitted that the petitioner is alleged to have fired upon the victim. The allegation made in the FIR is corroborated by the injury report.

Considering the aforesaid facts and circumstances, I am not inclined to grant bail to the petitioner, the same is rejected at this stage.

**(Sudhir Singh, J)**

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