

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47264 of 2016

Arising Out of PS.Case No. -167 Year- 2013 Thana -KUSHESHWARSTHAN District-
DARBHANGA

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Hareram Sada, son of late Sagar Sada Resident of Village-Kalwara, P.S.-
Alauli, District-Khagaria

.... Petitioner.

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kumar Kaushik

For the State : Mr. Gopesh Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 16-12-2016 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered under
Sections-302, 379 & other minor sections of the Indian Penal
Code and 27 of the Arms Act.

Petitioner is said to have opened fire, as a result
whereof, the deceased Naresh Rai sustained injury and, died then
and there.

Submission on behalf of the petitioner is that the
informant claims that the firing of the petitioner hit on the
abdomen of the deceased but the postmortem report as well as
inquest report goes to show that wound of entry was found on the



back of the deceased and, therefore, the aforesaid circumstance reveals that the victim is not an eye witness of the alleged occurrence.

Considering the above-said facts and circumstances of the case as well as submission of the parties, particularly, keeping in mind the nature of allegation, levelled against the petitioner, I am not inclined to release the petitioner on bail and hence, his prayer for bail in connection with K. Asthan P.S. Case No. 167 of 2013 stands rejected.

(Hemant Kumar Srivastava, J)

A.K.V./-

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