

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21501 of 2016

Arising Out of PS.Case No. -234 Year- 2015 Thana -SULTANGANJ District- BHAGALPUR

=====

Shankar Bind, Son of Rajendra Bind, Resident of Village Adarsh Nagar,
Police Station Sultanganj, District Bahgalpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Narendra Kumar Singh

For the Opposite Party/s : Mr. H.A. Khan (App)

=====

**CORAM: HONOURABLE MR. JUSTICE SAMARENDRA
PRATAP SINGH**
ORAL ORDER

2 20-05-2016 Heard learned counsel for the petitioner and learned
counsel appearing for the State.

Petitioner apprehends his arrest in a case under section
302/307/34 of Indian Penal Code and Section 27 of the Arms Act.

As per FIR, a programme was held, on the occasion of
Kali Puja. It is alleged that the accused persons started abusing the
deceased Barun Kumar. Thereafter, accused Basuki Bind opened
fire which hit the chest of Barun Kumar and Pintoo Kumar. Varun
Kumar died soon thereafter, whereas, Pintoo Kumar was referred
to Mayaganj Hospital for treatment.

Learned counsel for the petitioner submits that there
is no allegation that the petitioner opened fire either at Barun
Kumar or at Pintoo Kumar. Furthermore, there is no allegation
against him of even touching those persons.

Learned counsel for the State opposes the prayer for bail.

In view of nature of allegations, I am not inclined to grant anticipatory bail to the petitioner.

Prayer for anticipatory bail of the petitioner is refused with direction to surrender and seek regular bail which would be disposed of on its own merit without prejudice, preferably on the same day.

With the aforesaid observation, the anticipatory bail application filed by the petitioner is hereby dismissed.

(Samarendra Pratap Singh, J)

kunal/-

U		T	
---	--	---	--