

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41227 of 2016

Arising Out of PS.Case No. -43 Year- 2016 Thana -SINGHIYA District- SAMASTIPUR

Sidheshwar Prasad Singh @ Sidheshwar Singh @ Daddu Singh Son of Late
Kamleshwar Singh, Resident of Village- Bangarhatta, P.S. Singhiya,
District- Samastipur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vikramdeo Singh, Adv.

For the informant : Mr. Vinay Kumar Mishra, Adv.

For the Opposite Party/s : None

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

2 11-11-2016 Heard Mr. Vikramdeo Singh learned counsel for the
petitioner Mr. Vinay Kumar Mishra learned counsel for the
informant. Nobody appears on behalf of the State.

The petitioner apprehends his arrest in Singhiya P.S.
Case No. 43/2016, registered for the offences punishable under
Section 307 and other sections of the Indian Penal Code and
Section 27 of the Arms Act.

The informant alleged that the petitioner and other
accused persons were forcibly harvesting the maize crops of the
informant. Rishav Kumar Singh @ Kis Kumar assaulted the
informant with Farsa. Sidheshwar Prasad Singh @ Daddu Singh
(petitioner) fired from his double-barrel gun which hit Mannu

Kumar Jha son of the informant who got fire-arm injury on thigh and finger.

Learned counsel for the petitioner submits that there is land dispute between the parties. Petitioner is the owner of the land. The informant side was the aggressor. Petitioner got injury which is simple in nature.

Learned counsel for the informant opposed the prayer for anticipatory bail of the petitioner and submitted that the informant purchased the land from the maternal uncle of the petitioner and he is a bona fide purchaser. The petitioner illegally claimed his title over the land.

Considering the facts aforesaid and the fact that the petitioner who is alleged to have fired, causing injury to Mannu Kumar Jha son of the informant, I am not inclined to enlarge the petitioner above-named on anticipatory bail. Accordingly, the same is rejected.

If the petitioner surrenders in the court below learned court below shall consider prayer for regular bail of the petitioner on its own merit without being prejudiced by this order.

(Prabhat Kumar Jha, J.)

Vinita/-

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