

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.43727 of 2016**

Arising Out of PS.Case No. -55 Year- 2015 Thana -NIMACHANDPUR District- BEGUSARAI

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Bibhuti Singh @ Baua Singh Son of late Rajo Singh Resident of Village-  
Chandpura, Police Station- Neema Chandpura, District Begusarai.

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Ajey Kumar  
For the Opposite Party/s : Mr. Dashrath Mehta, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR**  
**MISHRA**  
ORAL ORDER

2      18-10-2016      Heard learned counsel for the petitioner and learned  
counsel for the State.

The petitioner apprehends his arrest in connection  
with Neema Chandpura P.S. Case No. 55 of 2015 registered under  
Sections 307/34 of the I.P.C. and 27 of the Arms Act pending in  
the Court of C.J.M., Begusarai.

The accusation is that 6 persons named in the F.I.R.,  
including the petitioner and one unknown came on two  
motorcycles near the informant and pointed the pistol at the  
informant then he started to flee away. In the meantime,  
petitioner opened fire, which passed touching the left forearm.  
Thereafter, Devendra Singh fired on the temple of the informant,  
which was also passed causing injury to his right shoulder. In that

course, Gopal Singh shot fired at him causing injury on his right thigh then he fell down. On *hulla*, villagers came then all fled away.

Learned counsel appearing on behalf of the petitioner submits that petitioner and informant are co-villager and due to land dispute, petitioner has falsely been implicated in this case. Moreover, while the allegation has been made to open fire causing charring injury at the forearm but no any injury was found.

Having considered the facts and circumstances of the case and nature of the allegation, I am not inclined to allow the prayer of the petitioner for anticipatory bail. Accordingly, this application is rejected. However, petitioner is directed to surrender before the Court below within four weeks and pray for regular bail, which shall be decided on its own merit without being prejudiced by this order.

**(Rajendra Kumar Mishra, J)**

Shail/-

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