

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5557 of 2017

Arising Out of PS.Case No. -802 Year- 2015 Thana -KHAGARIA District- KHAGARIA

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1. Umesh Singh, Son of Narayan Singh, Resident of Village-Khargi Tirasi,
P.S.-Gangour, District: Khagaria.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jai Narain Thakur

For the Opposite Party/s : Mr. Ajay Kumar -2

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

2 22-02-2017 Heard both sides.

The petitioner apprehends his arrest in Khagaria
(Gangour) P.S. case No. 802 of 2015 under Section 302/34 of the
Indian Penal Code and under Section 27 of the Arms Act.

Shri Jai Narain Thakur, the learned counsel for the
petitioner, submits that prayer of petitioner for anticipatory bail
was earlier rejected by this court vide order dated 20.08.2016
passed in Cr. Misc. No. 25214 of 2016 but relevant facts were not
considered at that time. Two persons are alleged to have fired but
the doctor found only one fire arm injury on the body of deceased.
The petitioner has got land dispute with the deceased since the
year 2002.

Be that as it may, there is specific allegation against



the petitioner that it was he who fired causing the death of husband of informant. The petitioner is on inimical term with the deceased and witnesses have stated that it was the petitioner who fired causing the death of husband of the informant on the spot.

I do not find any fresh ground to reconsider the prayer of petitioner for anticipatory bail. Accordingly, the same is again rejected.

It appears that in spite of rejection of the prayer for anticipatory bail of the petitioner by this court, the police did not arrest the petitioner. The Superintendent of Police, Khagaria is directed to take necessary action against the officials/ Incharge of the police station, who are acting casually.

(Prabhat Kumar Jha, J)

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