

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7536 of 2017

Arising Out of PS.Case No. -46 Year- 2013 Thana -NAYAGAON District- BEGUSARAI

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Kanahaiya Kumar, son of Jay Shankar Singh Sah, resident of village-
Bagdov, P.S.-Naya Gaon, Distt. Begusarai.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rewti Kant Raman, Advocate

For the Opposite Party/s : Mr. Sunil Kumar Pandey, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 23-02-2017 This is an application for grant of anticipatory bail
for offences punishable under Sections 147, 148, 149, 307 of the
Indian Penal Code and Section 27 of the
Arms Act.

Heard learned counsel for the petitioner.

It has been submitted on behalf of the petitioner that
though there is allegation against the petitioner that he fired hitting
the cheek of the informant but it is also submitted that if the pellet
hit the cheek, how her statement was recorded and it is not
possible to record the statement of the informant. The witnesses
during the course of investigation have also not supported the case
of the prosecution.

Heard learned A.P.P. also.

From perusal of the F.I.R. itself it appears that there



is allegation against the petitioner of firing causing injury on the cheek also.

Considering the facts and circumstances of the case, the matter does not come as a case for grant of anticipatory bail.

However, petitioner is directed to surrender in the court below, i.e., learned C.J.M., Begusarai, in connection with Nayagaon P. S. case no. 46 of 2013, G. R. Case no. 3627 of 2013 and make prayer for regular bail which will be considered on its own merit without being prejudiced by the order of this Court.

Accordingly, the present application is dismissed.

(Vinod Kumar Sinha, J)

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