

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23397 of 2017

Arising Out of PS.Case No. -530 Year- 2016 Thana -TURKAULIYA District-
EASTCHAMPARAN(MOTIHARI)

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Pammu Singh Son of Late Kamlesh Singh, Resident of Village-
Gamhauiya, P.S. Banjariya, District- East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar No.-7

For the Opposite Party/s : Mr. Satya Nand Shukla, APP

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 12-06-2017 Heard the learned counsel for the petitioner, learned

counsel for the informant- Singhal Sah and the learned Addl. P.P.

for the State.

The petitioner apprehends his arrest in connection with

Turkauliya (Banjariya) P.S. Case No. 530 of 2016 dated

31.10.2016 for the offence punishable under Sections 147, 148,

149, 302, 379, 427 of the Indian Penal Code and Section 27 of the

Arms Act.

The allegation levelled against the petitioner is that on

31.10.2016 at about 10.30 A.M., about 150-200 people came

armed with deadly weapon and started harvesting the paddy crops,

whereafter the informant and his sister-in-law namely, Heeramati

Devi came at the place of occurrence, whereupon the petitioner-

Pammu Singh and others, who were armed with gun, came there

and the petitioner fired from his gun which hit in the chest of the



aforesaid Heeramati Devi, leading to her death.

It has been submitted on behalf of the petitioner that from the case diary it would be apparent that the witnesses have not supported the case of the prosecution.

It appears from the order dated 27.03.2017 passed by the learned trial court that the charge sheet has been submitted against some of the accused persons and from perusal of the case diary it appears that the witnesses have supported the case of the prosecution.

Having heard the learned counsel for the parties and in view of the facts and circumstances of the case, since the petitioner is main accused and there is direct allegation of firing against him, leading to death of the deceased, namely, the aforesaid Heeramati Devi, I do not find it a fit case for grant of anticipatory bail.

The prayer for anticipatory bail, in connection with Turkauliya (Banjariya) P.S. Case No. 530 of 2016, pending in the court of learned Chief Judicial Magistrate, Motihari, East Champaran, is hereby rejected.

(Mohit Kumar Shah, J)

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