

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37022 of 2017

Arising Out of PS.Case No. -231 Year- 2017 Thana -RUNISAIDPUR District- SITAMARHI

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Shiv Shankar Rai, Son of- Late Siya Prasad Rai, Resident of Village-
Bilandpur, P.S.- Runni Saidpur, District- Sitamarhi.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar, Advocate

For the Opposite Party/s : Mr. Sri Kalyan Shankar

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 10-08-2017 Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in Runni Saidpur
P.S. Case No. 231 of 2017 instituted for the offence under
Sections 341, 323, 307, 506, 34 of the Indian Penal Code and
Section 27 of the Arms Act.

As per written report there is specific allegation
against this petitioner of firing from pistol which hit below the
waist of the informant in his penis and he fell down. It is further
alleged that when father of the informant Dinesh Rai came to save,
he also sustained firearm injury in his left leg caused by Prakash
Rai and he fell down. Thereafter, younger brother of the informant
Rakesh Kumar started running away, but he was also injured on
account of firing made by Uma Shankar Rai which hit near his left



ear (Kanpatti).

The injury report of the informant Mukesh Kumar @ Mukesh Rai, and two other injured namely Rakesh Kumar and Dinesh Rai is enclosed as Annexure-2 series. The Doctor has found 2 x 2 cm. penetrating injury over dorsum of penis at base caused by gun shot.

In such circumstances, this Court is not inclined to grant anticipatory bail to the petitioner.

Prayer for anticipatory bail of the petitioner stands rejected.

Petitioner may surrender before the court below and make prayer for regular bail.

(Sanjay Priya, J)

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