

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11334 of 2017

Arising Out of PS.Case No. -158 Year- 2016 Thana -KOCHAS District- SASARAM (ROHTAS)

=====

Punna Sah @ Puna Sah @ Munna Sah @ Ajeet Kumar @ Ajeet Sah son of
Baban Sah resident of Village - Bharadih, Police Station - Kochas
(Parsathua), District - Rohtas at Sasaram.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Raghunandan Kumar Singh

For the Opposite Party/s : Mr. Sri Ashok Kumar Singh

=====

**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**
ORAL ORDER

3 03-05-2017 Heard the learned counsel for the petitioner, the

learned A.P.P. for the State as also the learned counsel for the

Informant.

In this application for anticipatory bail the petitioner
apprehends his arrest in connection with Kochas (Parasathua) P.S.
Case No. 158 of 2016 for the offences punishable under sections
147, 148, 149, 341, 323 and 307 of the I.P.C and section 27 of the
Arms Act.

Allegedly, in the occurrence the petitioner opened fire
with the rifle with an intention to kill but when the cartridge was
finished he assaulted Panna Lal Sah with butt of the rifle on his
head causing head injury to him. The petitioner assaulted at two



places on the head resulting he fell down and others assaulted others.

Submission is of false implication and that during investigation the informant in his further statement has not stated the name of the petitioner and further Umesh Chandra Gupta @ Panna Lal vide paragraph-5 of the case diary has specifically stated that Pappu Sah assaulted him with butt of his rifle on his head causing rupture of the head and bleeding, Dular Chandra Sah was assaulted by all, the injury on Umesh Chandra Gupta is simple in nature caused by the hard and blunt substance and as such the petitioner deserves sympathetic consideration.

The learned A.P.P. duly assisted by the learned counsel for the informant opposes prayer for pre-arrest bail of the petitioner by submitting that the petitioner has got criminal antecedent as earlier he was involved in the case under section 302 of the I.P.C and after bail he has committed again this crime.

In the facts and circumstances as stated above, considering the statement of Umesh Chandra Gupta @ Panna Lal vide paragraph-5 of the case diary and further, the statement of the informant in his further statement vide paragraph-3 of the case diary, the petitioner, in case of his arrest or surrender within four weeks from the date of receipt/production of a copy of this order



shall be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of. A.C.J.M-I, Rohtas at Sasaram in connection with above mentioned case, subject to the conditions as laid down in section 438 (2) of the Cr.P.C.

(Jitendra Mohan Sharma, J)

Abhay/-

U		T	
---	--	---	--

