

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.30580 of 2017

Arising Out of PS.Case No. -231 Year- 2016 Thana -NAUBATPUR District- PATNA

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Ram Naresh Singh @ Ram Naresh Sharma son of Late Rajendra Singh,
resident of Village/ Mohalla- Persa, P.S.-Naubatpur, District- Patna.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Ajay Kumar Thakur, Advocate
Mr. Shashank Shekhar, Advocate
Ms. Babita Kumari, Advocate
For the State : Mr. Ajay Kumar-2, APP
For the Informant : Mr. Birendra Sharma, Advocate

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 12-07-2017 Heard learned counsel for the petitioner and the

learned APP appearing on behalf of the State.

Petitioner apprehends his arrest in connection with

Naubatpur P.S. Case No.231 of 2016 registered under Sections

302/34 of the Indian Penal Code as well as under Section 27 of the

Arms Act.

Allegation is that due to land dispute, accused

persons including the petitioner came into the house of the

informant after midnight and shot at his father.

Learned counsel for the petitioner submits that

admittedly there is a land dispute and on account of that this false

case has been lodged. Moreover, there is no probability to enter

inside the house after midnight when the doors are locked, the



deceased was an aged person and what happened inside the house is not known.

Learned counsel for the informant submits that the deceased was sleeping in the *Verandah* outside of the house and the wife of the deceased saw this petitioner running away after killing the deceased and other witnesses are also witness to this fact.

Having considered the nature of allegation, prayer for anticipatory bail on behalf of the petitioner is rejected in connection with Naubatpur P.S. Case No.231 of 2016, pending in the court of the learned Additional Chief Judicial Magistrate-II, Danapur.

However, if the petitioner surrenders and seeks regular bail, the same shall be considered on merit.

(Arun Kumar, J.)

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