

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.50563 of 2016**

Arising Out of PS.Case No. -335 Year- 2016 Thana -ARA NAWADA District- BHOJPUR

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Monu son of Ashok Rai resident of Village- Anand Nagar P.S.- Ara Town,  
District- Bhojpur.

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Sunil Kumar Pathak  
For the Opposite Party/s : Mr. Kumar Virendra Narayan

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**CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA**  
**ORAL ORDER**

4      09-02-2017                      Heard learned counsel for the petitioner and learned  
counsel for the State.

The petitioner is accused in connection with Ara  
Nawada P.S. Case No. 335 of 2016 registered under sections 341,  
323, 379, 307, 504/34 of the I.P.C. pending in the Court of C.J.M.,  
Ara.

The allegation against the petitioner is that on the  
instigation of his father, he opened fire at the informant with  
intention to kill him causing injury at his right elbow.

Submission is that petitioner is innocent and is in  
custody since 26.09.2016. The injury caused by the petitioner is  
not on the vital part of the body.

Learned A.P.P. appearing on the behalf of the State



opposed the prayer of the petitioner with submission that the injury caused by the petitioner is at the right elbow with intention to kill him.

Having considered the facts and circumstances of the case and nature of allegation, I am not inclined to allow the prayer of the petitioner for bail. Accordingly, this application is rejected.

However, petitioner may renew his prayer for bail after framing of charge.

**(Arvind Srivastava, J)**

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