

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.47316 of 2017**

Arising Out of PS.Case No. -105 Year- 2017 Thana -BRAHMPUR District- BUXAR

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Manoj Tiwari @ Manoranjan Tiwari Son of Raj Kishore Tiwari, resident of  
Village- Badki Nainijor, P.S.- Brahmpur (Nainijor), District- Buxar.

.... .... Petitioner/s

Versus

The State of Bihar

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

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**Appearance :**

For the Petitioner/s : Mr. Shailendra Kumar Choubey

For the Opposite Party/s : Mr. Sri Ahmad Ali

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**CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR**  
**ORAL ORDER**

3      07-12-2017                                      Heard the counsel for the petitioner and the  
  
State.

The petitioner seeks bail in connection with  
Brahmpur (Nainijor) P.S. Case No. 105 of 2017 dated 24.07.2017  
instituted for the offences under Sections 147, 148, 149, 341, 325,  
338, 307, 302, 120B of the Indian Penal Code and Section 27 of  
the Arms Act.

The petitioner along with three others are said  
to have fired from their respective weapons at the deceased  
leading to his death. So far as the petitioner is concerned, it has  
been alleged that he was holding a rifle in his hand and had fired  
one shot at the deceased.

Learned counsel for the petitioner has submitted



that though the deceased was found to have received seven gunshot injuries, but none of them could be attributed to the petitioner as there was no rifling or exit wound on the person of the deceased.

Learned counsel has also drawn attention of this Court to the previous enmity between the parties which facts stand reflected in the F.I.R. as well.

These grounds do not weigh the Court for the present for grant of bail.

For the facts stated above, the prayer for bail of the petitioner is rejected for the present.

**(Ashutosh Kumar, J)**

Shageer/-

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