

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51872 of 2018

Arising Out of PS.Case No. -316 Year- 2017 Thana -TRIVENIGANJ District- SUPAUL

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Ashish Yadav, aged about 31 years, S/o Shivchandra Yadav, R/o Village-
Dumaria Kothi, P.S.- Triveniganj, District- Supaul.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjit Jha

For the Opposite Party/s :

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN
PRASAD
ORAL ORDER

2 20-09-2018 Heard learned counsel for the petitioner. No one has
appeared on behalf of the State.

The petitioner, in the present case, is seeking regular
bail in connection with Tribeniganj P.S. Case No. 316 of 2017,
registered for offences alleged under Sections 341, 323, 326,
307/34 and 302 of the Indian Penal Code.

Learned counsel for the petitioner submits that one
of the co-accused Manoj Kumar has been granted bail by a learned
Coordinate Bench of this Court in Cr. Misc. No. 28558 of 2018,
and, therefore, the petitioner should be granted the same privilege,
however going through the allegations made in the F.I.R., this
Court finds that there is a specific allegation against this petitioner
and according to the Fardbeyan this petitioner had fired from his



pistol on the deceased and because of the injury sustained by him due to such firing he fell down. Later on, the victim died.

In the aforesaid view of the matter, finding that there is specific allegation against the petitioner of firing and the said firing had proved fatal and caused death, this Court is not inclined to grant the privilege of regular bail to the petitioner.

The application is dismissed.

(Rajeev Ranjan Prasad, J)

R.R.Ojha.

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