

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.65026 of 2018

Arising Out of PS. Case No.-138 Year-2015 Thana- MATIHANI District- Begusarai

Manikant Rai

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar

For the Opposite Party/s : Mr. Sri Jai Narain Thakur

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

5 06-12-2018

Heard learned counsel for the parties.

Petitioner seeks bail in **Matihani P.S. Case No. 138 of 2015** registered for the offence punishable under Sections 147, 148, 149, 447, 341, 302, 307 and 504 of the Indian Penal Code and Section 27 of the Arms Act.

Informant in his written complaint has alleged that on 05.09.2015 petitioner along with FIR named accused came and started abusing his brother and prevented him to work on his land, and altercation took place between them and in the meantime petitioner along with FIR named accused took out his Pistol and fired gun shot which hit his brother on account of which he fell down and died.

It has been submitted on behalf of the petitioner that he is innocent and has been falsely implicated in this case due to



land dispute. Petitioner has got no criminal antecedent and is in custody since 23.08.2018.

Considering the fact that there is direct allegation of firing against the petitioner, I am not inclined to enlarge the petitioner on bail. Hence, the prayer for bail of the petitioner is hereby rejected.

(S. Kumar, J)

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