

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.62781 of 2018

Arising Out of PS. Case No.-165 Year-2018 Thana- DURAULI District- Siwan

Purshottaam Rai, Son of Late Chandrabhan Rai, Resident of Village-
Dumrahar Khurd, P.S.- Darauli, Distt- Siwan.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Sri Ramakant Sharma, Sr. Advocate

Sri Rajesh Kumar, Advocate

For the Opposite Party/s : Sri Ramchandra Sahani, A.P.P.

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 08-10-2018 Heard Sri Ramakant Sharma, learned senior counsel ,

assisted by Sri Rajesh Kumar, learned counsel for the

petitioner , Sri Ramchandra Sahani, learned Additional Public

Prosecutor and learned counsel for the informant.

The sole petitioner apprehending his arrest in
connection with Darauli P.S. Case No. 165 of 2018 registered
for the offence under Sections 147/148/149/341 and 307 of the
Indian Penal Code, 1860 and Section 27 of the Arms Act, 1959
has prayed for grant of bail in the event of his arrest or
surrender.



Learned senior counsel for the petitioner at the very outset has drawn my attention to the statement made in paragraph - 7 of the petition to show that land dispute in between the parties was going on since long . One Title Suit No. 172 of 1973 was already decided against the informant's side of the present case. He further has drawn my attention to injury report i.e. Annexure- 2 to the petition to show that of -course in the F.I.R. it was alleged that this petitioner fired from rifle but injury report suggests that it was stab injury and doctor opined that injury was caused due to sharp cutting weapon. On aforesaid grounds a prayer has been made for granting anticipatory bail.

Learned Additional Public Prosecutor as well as learned counsel for the informant have vehemently opposed the prayer for grant of bail. By way of referring to the F.I.R. it has been argued that there is specific accusation against the petitioner that he fired from his rifle in the occurrence .

Besides hearing, I have perused the material available on record particularly the seizure list which has been enclosed with the F.I.R. The seizure list suggests that at the place of occurrence indiscriminate firing was made. In view of specific accusation against the petitioner, there is no reason to



entertain the prayer for grant of anticipatory bail.

The petition stands dismissed.

(Rakesh Kumar, J)

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