

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12204 of 2019

Arising Out of PS. Case No.-328 Year-2018 Thana- SABAUR District- Bhagalpur

Sita Ram Mandal, son of Late Basant Mandal, Resident of Village -
Shankarpur, P.S. Sabour, District- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Aditya Nath Pandey

For the Opposite Party/s : Mr.Dr. Indiwari Kumari

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

4 28-06-2019 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

Petitioner apprehends his arrest in connection with
Sabour P.S. Case No.328 of 2018 for the offence punishable
under Sections 341, 307, 504, 506, 120(B) of the Indian Penal
Code and Section 27 of the Arms Act.

The allegation against the petitioner is that he fired
with pistol on Ram Baran Mandal, which has caused fire arm
injury near the nose of the informant.

Learned counsel for the petitioner submits that he has
falsely been implicated in this case and the allegation levelled
against the petitioner in First Information Report has been made
out due to the fact that the petitioner had filed a case against
side of the informant in Sabour P.S. Case No.90 of 2016.



Learned counsel for the State submits that upon perusal of the case diary, it appears that the informant has received gun shot injury near the nose caused due to the fire arm and the injury has been opined by the doctor, as grievous in nature.

After having heard learned counsel for the petitioner as well as State and upon perusal of the materials available on record, it appears that the informant has received gun shot injury caused by the petitioner which is grievous in nature. Accordingly, I am not inclined to grant anticipatory bail to the petitioner. As such the prayer for anticipatory bail of this petitioner is rejected.

(Anil Kumar Sinha, J)

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