

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15284 of 2019**

Arising Out of PS. Case No.-843 Year-2018 Thana- BHAGALPUR KOTWALI District-
Bhagalpur

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MD. UMAR CHAND @ CHAND MIYAN @ UMAR CHAND Son of Late
Md. Alfarookh, Resident of Village - Mayaganj Rd. Mayaganj, P.S.- Barari,
Distt.- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr.Ravi Shanker Pankaj
For the State	:	Mr.Uma Shankar Prasad Singh
For the O.P.	:	Mr. Shiwesh Chandra Mishra

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER**

4 21-06-2019 Heard the parties.

This application is for grant of regular bail in connection with Kotwali (Barari) P.S.Case no.843 of 2018 dated 13.12.2018, for the offences under Sections G.R.No.6706 of 2018 of the Indian Penal Code.

Allegation against the petitioner and other accused persons is that they lifted sister's son of the informant and there is also allegation that they assaulted by *Lathi* and Danda and they fired on her sister and thrown her deadbody in the fire

Submission of the learned counsel for the petitioner is that though he is named in the FIR but no allegation of firing is against the petitioner and other accused



persons Md. Azam and Md. Sarwar have been granted privilege of anticipatory bail by this Court, but the learned counsel could not produce copy of the order.

Heard learned A.P.P. and the learned counsel for the informant. They have opposed the prayer for bail on the ground that the petitioner is named in the FIR and apart from that two witnesses in para nos. 6 and 7 have also made allegation that the petitioner has also fired .

Having heard both sides and in view of the facts and circumstances, as stated above, I am not inclined to grant bail to the petitioner, however, let the petitioner surrender before the learned court below and make prayer for regular bail, which will be considered by the learned court below on its own merit without being prejudiced by the order of this Court.

With the above direction, this application is dismissed.

(Vinod Kumar Sinha, J)

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