

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18040 of 2019

Arising Out of PS. Case No.-360 Year-2018 Thana- BIHPUR District- Bhagalpur

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PRAVIN SAH @ PRAVIN KUMAR SAH, Son of Late Sudhir Sah, Resident
of Village - Balha, P.S- Bihpur (Bhawanipur), Distt - Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Tarkeshwar Pd. Verma

For the Opposite Party/s : Mr. Dashrath Mehta

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

4/ 04-07-2019 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in **Bihpur (Bhawanipur) P.S.**

Case No.360 of 2018 instituted for the offence under Section(s)
302/34 Indian Penal Code and Section 27 of the Arms Act.

It is alleged in the written report that on the date of
occurrence on the instigation of Rajni Devi, Anmol Sah, Mangal
Sah and Pravin Sah made firing from their pistols. First shot
caused injury in the chest of husband of the informant, second
shot caused injury in the waist and third shot hit in the wall.
Husband of the informant fell down on the ground and died
subsequently.

Case diary has been received. In the case diary,
statement of daughter-in-law of the informant has been recorded



in para 5 of the case diary. She has stated that on the date of occurrence she got awake on hearing sound and saw Anmol, Mangal and Pravin made firing on her father-in-law. She has specifically stated that fire shot by Anmol caused injury in the chest of her father-in-law. Thereafter, he tried to run away then Mangal fired which hit her father-in-law. Thereafter, Praveen also fired, but because her father-in-law had fallen down, the shot hit in the wall. The informant in her further statement has just repeated the story as mentioned in the written report that all the three fired and first shot hit in the chest of the deceased, second shot hit on the waist and third shot on the wall.

In this manner, from the statement of Puja Devi, who is daughter-in-law of the informant, it appears that fire shot by this petitioner did not hit husband of the informant, rather, it hit on the wall.

Petitioner is in custody since 08.09.2018.

In the facts and circumstances of the case, prayer of the petitioner for grant of bail is allowed. Let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the **Additional Chief Judicial Magistrate, 1st, Naugachia**, in connection with **Bihpur**



(Bhawanipur) P.S. Case No.360 of 2018, subject to the condition that both the bailors shall be close relative of the petitioner.

(Sanjay Priya, J)

J. Alam/-

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