

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.29323 of 2019**

Arising Out of PS. Case No.-849 Year-2018 Thana- SHASTRINAGAR District- Patna

Pansujeet @ Mithun Kumar @ Pansujeet Kumar @ Mithu Son of Krishna Singh Resident of Yadupati Lane, Banaras Bank Chowk, P.S.- Muzaffarpur Town, District - Muzaffarpur.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

**Appearance :**

For the Petitioner/s : Ms Prakritita Sharma, Adv.  
For the Opposite Party/s : Mr. Jitendra Kumar Singh, APP  
For the Informant : Mr. Diwakar Yadav, Adv.

**CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH**  
**ORAL ORDER**

5      17-08-2019                      Heard learned counsel for the petitioner, learned counsel for the State and learned counsel for the informant.

The petitioner seeks pre-arrest bail in connection with Shastri Nagar P.S. Case No. 849 of 2018 registered under Sections 302 and 120-B of the Indian Penal Code and Section 27 of the Arms Act.

Considering the gravity of the offence, the allegation made in the FIR, the order of proclamation issued against the petitioner under Section 82 of the Code of Criminal Procedure and the ratio laid down by the Supreme Court in the *State of Madhya Pradesh Vs. Pradeep Sharma*, since reported in (2014) 2 SCC 171 and *Lavesh Vs. State (NCT of Delhi)*, since reported in (2012) 8 SCC 730, I am not inclined to grant pre-



arrest bail to the petitioner. The application is rejected.

In case the petitioner surrenders and seeks bail, the same shall be considered on merit without being prejudiced in any manner by the order passed by this Court.

**(Ashwani Kumar Singh, J)**

Pradeep/-

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