

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41506 of 2019

Arising Out of PS. Case No.-422 Year-2018 Thana- DHANARUA District- Patna

LUXMAN YADAV @ BURHWA, son of Sri Babu Chand Yadav, Resident of
Village - Dudhara, P.S.- Dhanarua, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vijay Kumar Sinha

For the Opposite Party/s : Mr.Nand Kishore Prasad

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

3 27-09-2019 Heard learned counsel for the parties.

This application for anticipatory bail arises out of
Dhanarua P.S. Case No. 422 of 2018, disclosing the offence under
Sections 323, 324, 307, 379, 427, 34 of the Indian Penal Code and
Section 27 of the Arms Act.

Considering the specific allegation in the First Information
Report against the petitioner of having shot at the informant resulting
into firearm injury, I am not inclined to grant privilege of anticipatory
bail to the petitioner, despite submission on behalf of the petitioner
that for the same offence, a counter case has been registered,
according to which, co-accused Munna Yadav had caused firearm
injury.

This application is, accordingly, rejected.

The petitioner is directed to appear before the court below
within four weeks from today and seek regular bail if so advised. If



he does so, his application for regular bail shall be considered on its own merits without being prejudiced by present rejection of the application for anticipatory bail.

(Chakradhari Sharan Singh, J)

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