

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47365 of 2019

Arising Out of PS. Case No.-93 Year-2011 Thana- WAJIRGANJ District- Gaya

1. SANJAY YADAV Son of Sukhdeo Yadav Resident of Village-Nawdiha, P.S.-Wazirganj, (Tankuppa), District-Gaya.
2. Rajesh Yadav Son of Sukhdeo Yadav Resident of Village-Nawdiha, P.S.-Wazirganj, (Tankuppa), District-Gaya.
3. Ramdahin Yadav Son of Late Bhola Yadav Resident of Village-Nawdiha, P.S.-Wazirganj, (Tankuppa), District-Gaya.
4. Rameshwar Yadav Son of Late Bhola Yadav Resident of Village-Nawdiha, P.S.-Wazirganj, (Tankuppa), District-Gaya.

... .. Petitioners

Versus

THE STATE OF BIHAR

.. .. Opposite Party

Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.Dilip Kumar No. 1

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

3 17-10-2019 Although no one appears on behalf of the petitioner,

learned APP for the State is present.

This Court has gone through the statements made in

the application seeking anticipatory bail in connection with

Wazirganj (Tankuppa) P.S. Case No. 93 of 2011 registered for

the offences punishable under Sections 302/34 of the Indian

Penal Code and Section 27 of the Arms Act.

It appears from the first information report being

Wazirganj (Tankuppa) P.S. Case No. 193 of 2011 dated

07.05.2011 that all these petitioners are named in the first

information report. The allegations against these petitioners that

they had come on a jeep and one of them started firing from his



rifle which hit the aunt of the informant and she fell down. Thereafter, indiscriminate firing were done on other persons. The aunt of the informant died after receiving the firearm injury.

Learned APP for the State submits that the present case was lodged in the year 2011 and after 8 years now these petitioners have moved for grant of anticipatory bail. It is submitted that because the petitioners failed to submit themselves, the progress of the case has been arrested.

In the given facts and circumstances of the case, considering that it is a case of the year 2011 and after 8 years these petitioners are moving for grant of anticipatory bail, this Court is not inclined to grant them privilege of anticipatory bail, their prayer is refused.

If the petitioners surrender and pray for regular bail within four weeks from today, their prayer for bail shall be considered by the learned court below on its own merit.

The application stands disposed of.

(Rajeev Ranjan Prasad, J)

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