

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44655 of 2019

Arising Out of PS. Case No.-104 Year-2019 Thana- SAMASTIPUR MUFFASIL District-
Samastipur

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SURAJ KUMAR @ SURAJ KUMAR SINGH S/o Pramod Singh @ Pramod
Kumar Singh R/o Village/Mohalla- Ward No. 3 Nirpur, P.S.- Muffasil,
District- Samastipur

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Brisketu Sharan Pandey

For the Opposite Party/s : Mr.Renuka Ratnakar

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 30-09-2019 Heard both sides.

The petitioner apprehends his arrest in Samastipur
Muffasil P.S. Case No.104 of 2019 registered under Sections
447, 341, 323, 326, 307 read with Section 34 of the Indian Penal
Code and Sections 25(1-b)a, 27, 26 and 35 of the Arms Act.

The mother of the injured named the petitioner along
with three other accused persons namely, Nishant Singh @
Bholu, Prashant Kumar Singh and Manish Kumar and alleged
that they all came to her house and made firing at his son,
Manish @ Raja.

The learned counsel for the petitioner submits that the
informant is not an eye witness of the occurrence. The informant
did not disclose that who fired at her son. The son of the



informant got only one injury on the back of the chest. There are four accused persons but it appears that all the four accused persons after having conspired with each other went to the house of the informant and one of them made firing causing firearm injury on the back of the chest of the son of the informant. The son of the informant got grievous injury caused by firearm.

Taking into consideration the facts aforesaid, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

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