

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51471 of 2019

Arising Out of PS. Case No.-97 Year-2019 Thana- OBRA District- Aurangabad

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ABHISHEK KUMAR @ ABHISHEK GIRI Son of Santosh Giri Resident of
Village - Rampur, P.S.- Obra, District - Aurangabad (Bihar).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bhaskar Shankar

For the Opposite Party/s : Mr.Md. Matloob Rab

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 16-11-2019 The petitioner seeks regular bail in connection with

Obra P.S. Case No. 97 of 2019, registered for offences

punishable under Sections 302/34 of the Indian Penal Code.

Prosecution case is that during Barat procession of

daughter of one Vishwakarma Giri, a dispute arose between the

petitioner and son of informant, thereafter, the petitioner

asked co-accused caught hold of the son of informant and

petitioner fired on him causing his death.

It has been submitted on behalf of the petitioner that

the occurrence took place on the spur of moment and there

was no intention of the petitioner to kill him and the firing took

place accidentally.

Learned counsel for the State opposed the prayer for



bail of the petitioner on the ground that there is direct allegation against the petitioner of firing on the son of informant causing his death.

Having heard both sides, considering the facts and circumstances of the case, I am not inclined to enlarge the petitioner on bail.

This application is, accordingly, dismissed.

(Vinod Kumar Sinha, J)

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