

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60321 of 2019

Arising Out of PS. Case No.-267 Year-2018 Thana- DEEPNAGAR District- Nalanda

SURENDRA YADAV Son of Late Lukhadi Yadav Resident of Village-
Madhrasarai (Neemtal), P.S.-Deep Nagar, District-Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajiv Nayan

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

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

6 17-12-2019 Petitioner seeks bail in anticipation of his arrest in connection with Deep Nagar P.S. Case No. 267 of 2018 registered for the offences punishable under Sections 302/34 of the Indian Penal Code and Section 27 of the Arms Act.

As per FIR one Upendra Yadav and Satish Yadav fired on the Gotni of the informant, causing injury to her and thereafter three other accused persons, including the petitioner also fired on her Gotni, causing injury to her and later on she succumbed to the injuries.

Submission of learned counsel for the petitioner is that after conclusion of trial Upendra Yadav and Ashok Kumar have been acquitted, which will appear from Annexure-3 in which informant has not supported the allegation and petitioner is 70 years old.



Heard learned APP, who has opposed the prayer for anticipatory bail of the petitioner on the ground that there is allegation against the petitioner also of firing and post mortem report shows several firearm injuries over the dead body of the deceased.

In view of above facts and circumstances, I am not inclined to grant the privilege of anticipatory bail to the petitioner. However, if petitioner surrenders and prays for regular bail, the same shall be considered on its own merit, without being prejudiced by this order.

Accordingly, this application is dismissed.

(Vinod Kumar Sinha, J)

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