

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66359 of 2019

Arising Out of PS. Case No.-72 Year-2019 Thana- SARMERA District- Nalanda

1. RAM SAGAR CHAUHAN @ SAGAR CHAUHAN @ RAM SAGAR PRASAD Son of Late Chando Chauhan Resident of Village- Sondiha, P.S.- Sarmera, District- Nalanda.
2. Davindra Chauhan @ Devendra Chauhan Son of Late Chando Chauhan Resident of Village- Sondiha, P.S.- Sarmera, District- Nalanda.

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioners	:	Mr.Bharat Lal, Adv.
For the Opposite Party	:	Mr.Ashok Kumar, APP

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

4 13-12-2019 Heard learned counsel for the petitioners and learned APP
for the State.

Petitioners apprehend their arrest in connection with
Sarmera P. S. Case No. 72 of 2019, instituted for the offence
under Section(s) 302/34 of the Indian Penal Code and Section
27 of the Arms Act.

It is submitted by the petitioners' counsel that the
allegations are pertaining to mid night and, surprisingly, the
informant has identified the ten accused persons, including the
petitioners. The allegation is of firing by the ten accused persons
but, only three firearm injuries have been found. The informant
has lodged the First Information report at 9 AM after delay of



8 ½ hours.

The learned APP for the State opposed the prayer for bail by submitting that the petitioners are named in the First Information report, wherein, the victim has sustained fatal firearm injuries. The petitioners along with eight other persons is said to have committed the offence.

Considering the gravity of the allegation, this Court does not find it a fit case for grant of anticipatory bail.

Prayer for pre- arrest bail, is accordingly, rejected.

(Madhuresh Prasad, J)

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