

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12079 of 2020

Arising Out of PS. Case No.-215 Year-2019 Thana- MIRGANJ District- Gopalganj

Pappu Singh Kushwaha @ Pappu Singh Son of Chhotelal Singh Resident of
Village - Harkhauli Ward No. 14, P.S.- Mirganj, District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Ajay Kumar Thakur, Adv. Mr. Ramchandra Sahni, Adv.
For the Opposite Party/s	:	Mr. Abhay Kumar Roy, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

4 08-10-2020 Heard learned counsel for the petitioner and
learned APP for the State through video conferencing.

The instant application for anticipatory bail has been filed by the petitioner apprehending his arrest in connection with Mirganj P.S. Case No. 215 of 2019, registered under sections 307, 323, 324, 341, 379, 504, 147, 148 and 149 of the Indian Penal Code and section 27 of the Arms Act.

As per allegation in the F.I.R., it is stated by the informant that while the accused persons including the petitioner herein were passing, with common intention they started to beat up the cousin brother of the informant. It is stated that on the informant going to his rescue, he was also beaten up. Thereafter, the petitioner with the intention to kill fired from his



pistol causing injuries on Ramjee Choudhary.

It is submitted by learned counsel for the petitioner that there is a case and counter case between the parties, the F.I.R. of counter case having been brought on record as Annexure-5 to the petition. It is submitted that the place of occurrence is the house of the petitioner and there is pending title suit between the parties. The petitioner has no criminal antecedent.

The application for bail is opposed by learned APP for the State.

Case diary had been called for in the case and the same has been received.

Having heard learned counsel for the parties and taking into consideration the direct allegation against the petitioner of having fired on Ramjee Choudhary and the allegation of which is confirmed from the injury report of Ramjee Choudhary which has come in the case diary, this Court not is inclined to enlarge the petitioner on anticipatory bail and as such his application is rejected.

(Partha Sarthy, J)

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