

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10596 of 2020

Arising Out of PS. Case No.-29 Year-2019 Thana- SANDESH District- Bhojpur

AJAY TATWA @ Ajay kumar Tatwa S/o Vrij bihari Prasad R/o village-
Kamariya, P.S.- Ajimabad, District- Bhojpur (Ara) Petitioner/s
Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Ms.Malti Kumari
For the Opposite Party/s : Mr.Ram Sumiran Rai

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 25-06-2020 Heard learned Counsel for the petitioner and learned

Additional Public Prosecutor representing the State, through

Video Conferencing.

This application, for grant of anticipatory bail, arises
out of Sandesh Police Station Case No. 29 of 2019, disclosing
offences under Sections 394/307 of the Indian Penal Code and
Section 27 of the Arms Act.

The prosecution case is that 3-4 persons arrived at the
jewellery shop of the informant on 08.02.2019, at about 6 PM,
and one of the accused fired upon the son of the informant, but
the bullet missed the target and hit shutter of the shop. It has
further been alleged that thereafter the accused persons
demanded the bag from the informant and when the informant
refused to give the bag, the accused persons fired upon the
informant, which hit in his both thighs and the accused persons
snatched his bag, containing cash, silver, golden ornaments, and



fled away.

Learned Counsel for the petitioner submits that the petitioner is not named in the First Information Report and his name has transpired on the basis of confessional statement of co-accused Nagesh Yadav and Shiv Ratan Yadav. She further submits that said two co-accused persons have been granted regular bail by this Court, by orders, dated 02.08.2018 and 27.06.2019, passed in Criminal Misc. Nos. 52127 and 43813 of 2019.

Having regard to the submissions made on behalf of the parties and taking into consideration the fact that the name of the petitioner transpired in course of investigation on the basis of the confessional statement of co-accused persons, who have been granted regular bail by this Court and further that the anticipatory bail application of co-accused Aditya Kumar has been rejected by this Court by order, dated 21.08.2019, passed in Criminal Misc. No. 57105 of 2019, I am not inclined to grant the petitioner privilege of anticipatory bail.

This application is, accordingly, dismissed.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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