

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24101 of 2020

Arising Out of PS. Case No.-501 Year-2019 Thana- MUZAFFARPUR SADAR District-
Muzaffarpur

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VIJAY RAI @ DILIP RAI, Son of Achchhewar Rai @ Late Jagdish Rai,
Resident of Village-Nandpuri, Bibiganj, P.S.-Sadar, District-Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Manoj Kumar
For the State	:	Mr. Sanjay Kr.Tiwari
For the Informant	:	Mr. Bela Singh

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 02-11-2020 Heard learned counsel for the petitioner, learned counsel
for the informant and learned APP for the State through virtual
court proceedings.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 302/34 of the Indian Penal
Code and 27 of the Arms Act.

As per FIR, Sunil Kumar Gupta @ Bullu Rai @ Vivek
Kumar came to the house of informant and started abusing him.
When informant and started abusing him. When the informant
forbade them, the above person including some other unknown
persons committed assault on father of informant with butt of
pistol. They also assaulted with fists and legs which resulted in
death of his father.

Learned counsel for the petitioner submits that the



petitioner is innocent and has falsely been implicated in this case. There is no specific overt-act allegation against the petitioner and there is general and omnibus allegation against him.

Learned counsel for the informant submits that the similarly situated co-accused namely Ballu Rai @ Bullu Rai @ Vivek Kumar of the bail application has been rejected by this Hon'ble Court vide order dated 19.10.2020 passed in Cr. Misc. No. 20081/2020.

Learned APP for the State opposes the prayer for bail petition.

Considering the aforesaid facts, I am not inclined to enlarge the petitioner on bail. Accordingly, the prayer for bail of the petitioner is rejected in connection with Sadar P.S. Case No. 501 of 2019 from the Court of learned Chief Judicial Magistrate, Muzaffarpur.

Accordingly, this application is dismissed.

However, the petitioner is at liberty to renew his prayer for bail after framing of charge

(Anjani Kumar Sharan, J)

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