

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32782 of 2020

Arising Out of PS. Case No.-154 Year-2020 Thana- TAJPUR District- Samastipur

Rajesh Ray @ Rajesh Rai aged about 35 years Son Of Ram Udgar Ray
Resident Of Village - Darba, P.S.- Tajpur, Halai O.P., District - Samastipur

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Krishna Kant Singh, Advocate
For the Opposite Party : Mr. Khurshid Anwar A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 08-12-2020 Heard learned counsel for the petitioner as well as
learned counsel for the State through video conferencing.

The petitioner seeks bail in Tajpur (Halai OP) Police
Station Case No. 154 of 2020 registered for the offences
punishable under section 307 and other allied sections of the
Indian Penal Code and section 27 of the Arms Act.

Case of the prosecution is that on 9.5.2020 at 9 pm
when the informant was taking meal with his wife, all of a
sudden the petitioner and other accused persons started making
fire. In the meantime, fire opened by co-accused Mithilesh Rai
hit his wife and when his brother Mantosh Kumar tried to save
her, the petitioner fired shot from his pistol which hit his right
chest and he fell down. When informant's cousin tried to save
him, co-accused Arjun Rai fired causing injury on his leg. Other



accused persons also made indiscriminate firing on the family members of the informant.

Learned counsel for the petitioner submits that the petitioner is next door neighbour of the informant. Injury reports do not support the allegation caused by fire arms as per the allegation. Petitioner is in custody since 23.5.2020.

Learned counsel for the State opposes the prayer for bail and submits that there is allegation in the FIR that the petitioner opened fire from his pistol which hit on the vital part of the body of Mantosh Kumar.

In view of the nature of allegation, prayer for bail of the petitioner is refused.

(Prabhat Kumar Singh, J)

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