

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2236 of 2022

Arising Out of PS. Case No.-130 Year-2020 Thana- BIKRAM District- Patna

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GANGA RAI @ GANGA PRASAD @ GANJA PRASAD Son of Late Ram
Sawaroop Singh @ Ram Sawrup Rai Resident of Village- Girvari Tola, P.S.-
Bikram, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sarva Deo Singh

For the Opposite Party/s : Mr.Ram Naresh Ray

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 25-07-2022 Heard learned counsel for the petitioner and the State.

Petitioner apprehends his arrest in a case registered
for the offence punishable under Section 302/34 of the Indian
Penal Code and u/s 27 of Arms Act.

Allegation against this petitioner is that he along with
co-accused, Sonu Rai, shot dead husband of informant while he
was sleeping in his Varanda. It is further alleged that this
petitioner along with co-accused, Sonu Rai, were seen running
away immediately after the occurrence.

Learned counsel appearing for the petitioner submits
that informant is not an eye witness of the occurrence and she
has not disclosed the source from whom she came to know that
petitioner has committed the offence and only on suspicion



petitioner has been made accused in this case. Petitioner has got no land dispute with the deceased. It is further submitted that informant had some love affairs and due to that deceased has been murdered. It is next submitted that petitioner is aged about 62 years and he is getting pension under old pension scheme.

Learned counsel appearing for the State opposes the prayer for anticipatory bail and submits that petitioner is named in the FIR and there is specific allegation against him that he along with co-accused, Sonu Rai, were seen running away immediately after the occurrence.

Considering the nature of accusation and gravity of the offence, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

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