

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13379 of 2021

Arising Out of PS. Case No.-501 Year-2018 Thana- BIKRAMGANJ District- Rohtas

JAI HARI @ PUNU SINGH @ PUNU KUMAR Son of Late Ram Badan
singh Resident of Village - Karama, P.S. - Suryapura, District - Rohtas.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nagendra Upadhyay, Adv.

For the Opposite Party/s : Mr. Hans Lal Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 11-01-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State through the virtual
court proceeding.

Learned counsel for the petitioner undertakes to
remove the defects within three weeks. In the eventuality of
non-removal of defects within undertaken period, the office will
place the matter before the Bench.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections 307, 379,
120B of the Indian Penal Code and Section 27 of the Arms Act.

Allegation against the petitioner is that at his instance
firing was made on the informant. Although, the informant has
not identified the assailant but he suspected that this petitioner is
behind the firing.

It is submitted by learned counsel for the



petitioner that petitioner is innocent and has been falsely implicated in this case. He submits that similarly situated co-accused have been granted bail by coordinate Bench of this Court. He further submits that petitioner has one criminal antecedent as stated in para-3 of this application.

This Court has repeatedly put a question to the petitioner's counsel as the injured person died during the treatment or not but the learned counsel denied the said fact.

Learned APP for the State opposes the prayer for bail and submits that the injured died due to firearm injury but Section 302 of the Indian Penal Code has not been mentioned by the learned counsel for the petitioner in the bail application.

Considering the facts and circumstances of the case, I am not inclined to enlarge the petitioner on bail. Accordingly, his prayer for anticipatory bail is rejected in connection with Bikramganj P.S. Case No. 501 of 2018.

(Anjani Kumar Sharan, J)

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