

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15378 of 2022

Arising Out of PS. Case No.-133 Year-2019 Thana- SONBERSA District- Saharsa

RUPESH MEHTA Son of Jhalo Mehta @ Jhalo Singh Resident of Village -
Barahi Tola Ranibasa, O.P. - Kash Nagar, P.S.- Sonbarsa Raj, District -
Saharsa.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bal Krishna Mishra

For the Opposite Party/s : Mr.Nirmala Kumari

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 10-10-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Sonbarsa Raj P.S. Case no. 133 of 2019 instituted for the
offence punishable under Sections 302/34 of the Indian Penal
Code and Section 27 of the Arms Act.

It is a case of commission of murder of the uncle of
the informant. As per allegation in the FIR, three accused
persons had threatened to elder brother of the informant and
demanded ransom by using force. It is further alleged that
petitioner along with eleven named accused persons started
firing which hit to Abhinash Kumar Singh on his chest and in



way to hospital, he succumbed to gun shot injury.

Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. There is general and omnibus allegation against the petitioner. Petitioner is engineer and on the day of occurrence, he was at Hyderabad. He has got no criminal antecedent.

Learned counsel for the informant and learned APP appearing for the State has opposed the prayer of bail and submitted that during investigation several witnesses have supported the prosecution story. It is further submitted that process of Sections 82 and 83 Cr.P.C. have already been issued and executed in the year 2019.

Having heard learned counsel for the parties and considering the nature of allegation, I am not inclined to grant bail to the petitioner and, as such, his application for bail is rejected.

(Sunil Kumar Panwar, J)

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