

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32603 of 2021

Arising Out of PS. Case No.-151 Year-2013 Thana- MUNGER MUFFASIL District- Munger

MD NAUSHAD S/o Md. Khalik R/o village- Bakarpur, P.S.- Mufassil,
District- Munger

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Md. Najmul Hodda

For the Opposite Party/s : Mr. Chandra Sen Prasad Singh

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 31-03-2022 Learned counsel for the petitioner is directed to remove
all the defects pointed out by the Stamp Reporter within one month.

Heard learned counsel for the petitioner as well as the
learned APP for the State.

The petitioner apprehends his arrest in connection with
Munger Muffasil P.S. Case No. 151 of 2013, registered for the
offences punishable under Sections 147, 148, 149, 342, 307, 302,
114, 504 of the Indian Penal Code and section 27 of the Arms Act.

As per allegation, 20 accused persons named in the FIR
equipped with arms and ammunition opened indiscriminate firing
upon the informant and his brother. They attempted to flee away,
meanwhile, the present petitioner and Md. Aurangazeb @ Tarzan
fired shot on the brother of the informant. The firing done by the
present petitioner hit on the mouth of the informant's brother and the



shot committed by Md. Aurangazeb @ Tarzan hit the left wrist of the informant's brother due to which he died on the spot.

Learned counsel for the petitioner has submitted that altogether 20 persons have been falsely implicated. He has also submitted that there is land dispute between the parties.

The FIR shows itself that the present petitioner shot fire on the brother of the informant who died on the spot, as such, it is not a fit case for anticipatory bail.

Accordingly, prayer for anticipatory bail of the petitioner is rejected.

Office shall ensure that all defects are removed by the petitioner within the stipulated time provided in para-1 hereinabove, failing which the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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