

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37801 of 2022
Arising Out of PS. Case No.-215 Year-2021 Thana- TARARI
District- Bhojpur

=====

DINESH RAY @ SURESH RAY Son of Late Ram Kishun
Ray Resident of village- Kush Mahi, P.S.- Tarari, District-
Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Surendra Kumar Singh

For the Opposite Party/s: Mr.Narendra Kumar Singh

=====

**CORAM: HONOURABLE MR. JUSTICE CHANDRA
PRAKASH SINGH**

ORAL ORDER

2 18-10-
2022

Learned counsel for the petitioner is permitted to
remove defect (s), as pointed out by the office, if any,
within a period of four weeks on resumption of physical
mode.

Heard learned counsel for the petitioner and
learned A.P.P for the State.

The petitioner has preferred this application for
grant of regular bail in a case registered under section 302
read with 34 of the Indian Penal Code and 27 of the Arms



Act.

As per the prosecution case, the petitioner and the other co-accused persons holding lathi, danda, bricks and stones started assaulting the informant's husband. During that assault the co-accused Pankaj Kumar holding pistol also threatened to kill. In the meantime the co-accused Bachano Kumari came with a rifle and gave it to the petitioner and the petitioner fired five shots on the informant's husband causing his death. Previously the petitioner and the co-accused persons had also assaulted the informant's husband.

Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case on mere suspicion. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 23.11.2021.

Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner by submitting that there is specific allegation against the petitioner and as per the post mortem report, the doctor has opined that the



deceased died on the spot due to gunshot injuries.

Considering the aforesaid facts and circumstances of the case as well as the specific and heinous nature of allegation against the petitioner. I am not inclined to enlarge this petitioner above-named on bail.

The bail petition stands rejected.

(Chandra Prakash Singh, J)

niku/-

U		T	
---	--	---	--

