

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38143 of 2022

Arising Out of PS. Case No.-77 Year-2019 Thana- SARE District- Nalanda

Awadh Yadav @ Awahesh Prasad Son Of Late Ragho Yadav Resident Of
Village - Badepur, P.S.- Sare, District - Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pankaj Kumar

For the Opposite Party/s : Mr.Rita Verma
Mr. Sudish Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 15-11-2022 Heard learned counsel for the petitioner, informant
and learned Additional Public Prosecutor for the State.

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 147, 148,
504, 307 of the Indian Penal Code and Section 27 of the Arms
Act.

Petitioner is said to have fired from his pistol on the
right thigh of informant.

Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this



case due to land dispute. He submits that there is allegation of assault to the informant by means of pistol allegedly opened by petitioner but the informant has sustained injury caused by hard and blunt substance which falsify the credibility of prosecution case. He further submits that petitioner has no criminal antecedent as stated in para-3 of this application.

Learned APP for the State and learned counsel for the informant oppose the prayer for bail and submit that the informant has sustained two injuries(1) Lacerated wound on Anterior side of right thigh, size 1"x1/10" (2) Abrasion on Anterior side of right thigh.

Considering the nature of offence, I am not inclined to enlarge the petitioner on bail. Accordingly, his prayer for anticipatory bail is rejected in connection with Sare P.S. Case No. 77 of 2019.

(Anjani Kumar Sharan, J)

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