

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61645 of 2021

Arising Out of PS. Case No.-320 Year-2020 Thana- KHAIRA District- Saran

MUNNA SAH S/o Chhota Sah, R/o village- Kadirganj (Kadipur), P.S.-
Khaira (Nagra O.P.), District- Saran at Chapra.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr.Dewendra Narayan Singh, Advocate
For the Opposite Party/s :	Mr.Bharat Lal, Advocate
	Mr. Brij Bihari Tiwary, Adocate
	Mr. Gyan Prakash, Advocate
	Mr. Satyendra Rai, Advocate

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

ORAL ORDER

2 18-07-2022 The learned counsel for the petitioner is directed to

remove all the defects pointed out by the office within one

month.

Heard the learned counsel for the petitioner as well as

the learned counsel for the informant.

The petitioner apprehends his arrest in connection

with Khaira (Nagra O.P.) P.S. Case No. 320 of 2020 registered

for offence punishable under sections 147, 148, 149, 323, 324,

307, 302, 354(B), 452 and 380 of the Indian Penal Code.

As per allegation, when the informant was returning

to his house after closing his shop, nine accused persons named

in the FIR, including the petitioner, entered into his house.



Co-accused Aditya Kumar inflicted *farsa* blow on Ravi Ranjan Kumar, the younger brother of the informant. Ravi Ranjan Kumar (since dead) suffered incised injuries on his stomach. The further allegation is that co-accused Aditya Kumar inflicted second blow by *farsa* on the neck of the deceased, Ravi Ranjan Kumar. The allegation against the present petitioner is that he along with co-accused Aakash Kumar was catching hold the informant and co-accused Guriya Devi inflicted knife blow on his person of the informant.

The learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. There is no allegation on the petitioner to assault the deceased, Ravi Ranjan Kumar, rather the allegation to assault Ravi Ranjan Kumar is against co-accused Aditya Kumar.

On the other hand, the learned counsel for the informant has submitted that there is specific allegation against the petitioner that he was catching hold informant Haricharan Sah and Guriya Devi inflicted repeated knife blows on the person of Haricharan Sah. He has submitted further that on similar footing, other co-accused persons have been granted regular bail by the coordinate Bench, but it is anticipatory one.

Considering the above-mentioned facts and



circumstances, it is not a fit case for anticipatory bail and accordingly, it is rejected.

The petitioner is directed to surrender before the court below and prays for regular bail.

(Nawneet Kumar Pandey, J)

Mahesh/-

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