

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63881 of 2021

Arising Out of PS. Case No.-167 Year-2021 Thana- SONBERSA District- Sitamarhi

LALIT KUMAR S/o Vikau Mahto R/o Vill- Bela, P.S.- Sonbarsa, Dist-
Sitamarhi.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ratanakar Jha, Adv.

For the Opposite Party/s : Mr.Binod Kumar, APP.

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 12-12-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Petitioner apprehends his arrest in a case registered for
offence punishable u/s 302, 120B and 34 of the IPC and 27 of
the Arms Act.

Allegedly, three motorcycle borne miscreants fired
indiscriminately at informant's husband who died on the spot.

It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has committed no offence. He
has been falsely implicated in this case. No such occurrence, in
the manner as alleged, has ever taken place. The petitioner is a
minor and aged about 14 years. The petitioner is not named in
the FIR. He has been made accused in the case on the basis of
the confessional statement of the co-accused Vivek Mehto.



There is no overt act against the petitioner. Nothing has been recovered from the possession of the petitioner. Petitioner has one criminal antecedent.

Learned APP for the State opposed the prayer for bail.

Having regard to the facts and circumstances of the case, since the apprehended co-accused disclosed the name of the petitioner, I am not inclined to enlarge him on bail. The prayer for grant of anticipatory bail on his behalf is hereby rejected.

This application is accordingly dismissed.

(Anjani Kumar Sharan, J)

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