

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16309 of 2023

Arising Out of PS. Case No.-85 Year-2013 Thana- MASAUDHI District- Patna

Pappu Kumar S/O Late Rajendra Prasad R/O Village- Gularia Bigha, P.S-
Okhary, Distt.- Jehanabad At Present Resinding At Village- Kazichak, P.S-
Masaurhi, Distt.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shashi Bhushan Kumar

For the Opposite Party/s : Mr. Md. Iftekhar Mahmood

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 07-08-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in Masaurhi
P.S. Case No. 85 of 2013 registered for the offences punishable
under Section 302 of the Indian Penal Code and Section 27 of
the Arms Act, pending in the Court of learned ADJ, Masaurhi.

3. As per the prosecution case, allegation against
the petitioner is that he had committed murder of his father.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and has falsely been implicated in this
case. The allegation levelled against the petitioner is not
specific rather general and omnibus in nature. He submits that
there is no eye witness to the occurrence. Informant came to



the place after the said occurrence was over. Admittedly she is not an eye witness and has lodged the FIR on *heresay*. He further submits that the petitioner is the son of the deceased and the informant is his cousin sister who wants to grab the property. The petitioner has got one criminal antecedent in which he was acquitted by the Court below.

5. Learned APP for the State opposes the prayer for anticipatory bail and submits that the process under Section 82 and 83 of Cr.P.C. has been completed on 17.08.2022, itself. Hence, he does not deserve privilege of anticipatory bail.

6. Considering the facts and circumstances of case, I am not inclined to enlarge the petitioner on anticipatory bail. The prayer for anticipatory bail of the petitioner is hereby rejected.

(Anjani Kumar Sharan, J)

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