

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.30957 of 2022**

Arising Out of PS. Case No.-9 Year-2022 Thana- DULHIN BAZAR District- Patna

RAJENDRA SINGH @ NAND KUMAR SINGH SON OF LATE  
RAMDEVAN SINGH R/O-VILL-SABAJPURA, P.S.- DULHIN BAZAR,  
DIST.- PATNA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Santosh Kumar Singh  
For the Opposite Party/s : Mr.Ganesh Prasad Singh

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

**ORAL ORDER**

3      04-01-2023      Learned counsel for the petitioner is directed to remove  
all the defects pointed out by the Stamp Reporter within one month.

Heard learned counsel for the petitioner as well as learned  
APP for the State.

The petitioner apprehends his arrest in connection with  
Dulhin Bazar P.S. Case No. 09 of 2022, registered for the offences  
punishable under Sections 147, 148, 149, 341, 323, 307, 302 and 120  
(B) of the Indian Penal Code along with 27 of the Arms Act.

As per allegation, 13 named accused persons, equipped  
with *lathi, danda and* arms, attacked the husband of the informant.  
There is further allegation that co-accused Sanjeev Kumar @ Sanju,  
Ajeet Kumar and Subhash Kumar opened three fire shots at the  
person of husband of the informant. He was brought to the hospital  
where he was declared dead.



Learned counsel for the petitioner has submitted that the petitioner is an old man of 67 years of age. The entire family members, including the agnates have been dragged falsely in this case. The specific allegation to open fire shot is on Sanjeev Kumar @ Sanju, Ajeet Kumar and Subhash Kumar. There is no allegation against the petitioner to inflict any assault on the person of the deceased. He has also submitted that the occurrence is stated to have taken place for rivalry due to election of ward member, but the petitioner was not a candidate of that election, rather his agnate was the contesting candidate, with whom the petitioner has no relation. He has also submitted that the petitioner is a person of clean antecedent.

On the other hand, the learned APP, Shri Shailendra Kumar has submitted that fire arm injuries have been found on the person of the deceased.

There is specific allegation on co-accused Sanjeev Kumar @ Sanju, Ajeet Kumar and Subhash Kumar that they have fired shot on the deceased. There is no allegation to inflict on the person of the deceased. He is an old person of clean antecedent.

Considering the above-mentioned facts and circumstances, let the petitioner, in the event of his arrest or surrender within four weeks before the learned court below, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the



satisfaction of learned Court of Miss. Nevedita Kumari, J.M. 1<sup>st</sup>  
Class, Danapur, Patna in connection with Dulhin Bazar P.S. Case No.  
09 of 2022, subject to the conditions as laid down under Section  
438(2) Cr.P.C.

Office shall ensure that all defects are removed by the  
petitioner within the stipulated time provided hereinabove, failing  
which the matter shall be brought to the notice of this Court.

**(Nawneet Kumar Pandey, J)**

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