

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33682 of 2023

Arising Out of PS. Case No.-33 Year-2023 Thana- KALUAHI District- Madhubani

ANIL CHAUPAL @ ANIL KUMAR @ ANIL MANDAL Son of Bihari
Chaupal Resident of village - Narar Than Tol, P.S. - Kaluahi, Distt. -
Madhubani

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shailendra Kumar Jha, Advocate

For the Opposite Party/s : Mr. Nagendra Prasad, A.P.P.

For the Informant : Mr. Gagan Deo Yadav, Advocate

Mr. Vinod Kumar, Advocate

Mr. Udeshya Kumar Yadav, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 27-07-2023 Heard learned counsel for the parties.

2. Petitioner apprehends arrest in a case registered for
the offences punishable under Sections 302, 120(B) of the
Indian Penal Code and Section 27 of the Arms Act.

3. Prosecution case, in brief, is that F.I.R. named co-
accused persons fired upon the son of the informant as a result
of which he sustained injury and thereafter, he was taken to the
hospital where he was declared dead. This petitioner along with
other accused persons are alleged to have conspired and
committed his murder due to previous dispute.

4. It is submitted that specific accusation of causing
fire arms injury is against other co-accused persons. This



petitioner is only alleged to be a conspirator and there is no allegation of specific overt act against him.

5. Learned counsel for the informant vehemently oppose the prayer for bail.

6. Considering the nature of accusation, this anticipatory bail is allowed and it is ordered that let the above named petitioner in the event of his arrest/surrender before the court below within a period of six weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Judicial Magistrate, 1st Class, Madhubani in connection with Kaluahi P. S. Case No. 33 of 2023, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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