

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.35957 of 2023**

Arising Out of PS. Case No.-237 Year-2023 Thana- MOTIHARI MUFASIL District- East  
Champaran

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RAJ KISHORE SAH Son of Shambhu Sah Resident of Village- Rupdih,  
Police Station- Muffasil, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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**Appearance :**

|                      |   |                               |
|----------------------|---|-------------------------------|
| For the Petitioner/s | : | Mr. Ansul, Advocate           |
| For the informant    | : | Mr. Rajesh Kumar, Advocate    |
| For the State        | : | Mr. Nawal Kishore Prasad, APP |

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**CORAM: HONOURABLE MR. JUSTICE RAJIV ROY**  
**ORAL ORDER**

2      19-07-2023                      Heard Mr. Ansul, learned counsel for the petitioner  
and Mr. Rajesh Kumar, learned counsel appearing on behalf of  
the informant as also learned APP for the State.

The petitioner is in judicial custody in connection  
with Muffasil P.S. Case No. 237 of 2023 for the offence  
punishable under Sections 147, 149, 341, 323, 307 & 504 of the  
I.P.C. and Section 27 of the Arms Act lodged on 23.3.2023 by  
the informant, Pratima Devi.

As per the prosecution story, the allegation is of  
assaulting the informant's side and specific allegation against the  
petitioner is of opening fire causing injury below the chest of  
the informant's husband.

The injury report shows the same to be grievous in



nature.

Learned counsel Mr. Ansul submits that there is case and counter case in which both sides have suffered and there is no allegation of repeat of fire.

Learned counsel for the informant on the other hand submits that the opening of fire by the petitioner herein caused grievous injury to the informant's husband.

Considering the aforesaid facts, for the present, this Court is not inclined to extend him the privilege of bail which is accordingly rejected.

**(Rajiv Roy, J)**

Ravi/-

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