

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44706 of 2023**

Arising Out of PS. Case No.-5 Year-2023 Thana- MEHSI District- East
Champaran

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UJALA KUMAR @ UJJAWAL KUMAR SON OF PANNA LAL BHAGAT @
PANNA LAL PRASAD RESIDENT OF VILLAGE- BATHNA, PS- MEHSI,
DISTT- EAST CHAMPARAN

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Madhurendra Kumar

For the Opposite Party/s : Mr.Anil Kumar

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 11-10-2023 Heard Mr. Madhurendra Kumar, learned counsel

for the petitioner and Mr. Anil Kumar, learned A.P.P. for the

State.

The petitioner apprehends his arrest in connection
with Mehsi P.S. Case No. 05 of 2023 registered for the offence
under Sections 326, 307, 120(B) of the Indian Penal Code
and Section 27 of the Arms Act.

The husband of the informant is alleged to have
been killed by inflicting gun shot injury by the unknown
person.

Considering the offence of murder by inflicting gun
shot injury and the confessional statement of the co-accused,



Pankaj Kumar, who happens to be son of the victim, recorded at paragraph-28 of the case diary, in which he has disclosed that the petitioner has arranged shooter for killing of the victim in lieu of Rs. 2,00000/- and out of which Rs. 50,000/- has been given to the petitioner in advance by him, this Court is of the opinion that *prima facie* case is made out against the petitioner and, therefore, this is not a fit case for grant of privilege of anticipatory bail to the petitioner even though he has not been named in the F.I.R. Accordingly, the prayer for grant of anticipatory bail to the petitioner is, hereby, rejected.

(Rajesh Kumar Verma, J)

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