

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.930 of 2023

Arising Out of PS. Case No.-85 Year-2020 Thana- PARWALPUR District- Nalanda

RAHUL KUMAR SINGH Son of Mani Singh @ Birendra Singh Resident of
Village - Haripur, P.S.- Parwalpur, District - Nalanda.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rajnandan Prasad @ Lala Bhagat Son of Late Late Gaya Raut Resident of
Village - Sinawan, P.S.- Parwalpur, District - Nalanda.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pankaj Kumar

For the Opposite Party/s : Mr.Dr. Ajeet Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 23-03-2023 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

The petitioner apprehends his arrest in Parwalpur
P.S. Case No. 85 of 2020 registered for the offences punishable
under Sectionss 307/34 of the Indian Penal Code and Section 27
of the Arms Act pending in the Court of learned Chief Judicial
Magistrate-1st, Hilsa, Nalanda.

As per prosecution case, the petitioner along with
other co-accused and two unknown person entered into the Barn
and on protest, one Rocky Sigh fired with pistol which did not
hit him. Thereafter, Rahul Kumar Singh (petitioner) fired with
pistol, which hit his left hand.



Learned counsel for the petitioner submits that the petitioner has falsely been implicated in this case. He submits that co-accused, namely, Rockey Singh @ Deepak Kumar has been granted anticipatory bail by co-ordinate Bench of this Court passed in Cr. Misc. No. 38669 of 2022 dated 22.11.2022. He further submits that there is no criminal antecedent against the petitioner as mentioned in para 3 of this application.

Learned APP for the State vehemently opposing the bail petition submitted that specific overt act has been attributed against the petitioner. Hence, the petitioner does not deserve privilege of anticipatory bail.

Considering the facts and circumstances of case and the fact that there is specific allegation against the petitioner to have fired upon the informant, I am not inclined to enlarge the petitioner on anticipatory bail in connection with Parwalpur P.S. Case No. 85 of 2020.

The prayer for anticipatory bail of the petitioner is hereby rejected.

(Anjani Kumar Sharan, J)

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