

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34344 of 2024

Arising Out of PS. Case No.-415 Year-2021 Thana- BODHGAYA District- Gaya

Rahul Kumar @ Rahul Pandey son of Dharbin Pandey Resident of Village-
Neutapur, P.S.- Bodh Gaya, Dist.- Gaya

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Brijmohan Das

For the Opposite Party/s : Mr. Pushpa Sinha

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 19-07-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in Bodh Gaya
P.S. Case No. 415 of 2021 registered for the offences punishable
under Sections 302, 120 of the Indian Penal Code and Section
27 of the Arms Act.

3. As per the prosecution case, the petitioner is said
to have fired upon the deceased.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and has falsely been implicated in this
case. The allegation levelled against the petitioner is not
specific rather general and omnibus in nature. He submits that
there is no eye witness in the present case. He further submits
that during the investigation some witnesses have not



supported the prosecution case. The petitioner has two criminal antecedent as mentioned in para-3 of this application.

5. Learned APP for the State vehemently opposing the bail petition submitted that specific overt act has been attributed against the petitioner.

6. Considering the facts and circumstances of case and the nature of the offence, I am not inclined to enlarge the petitioner on anticipatory bail. The prayer for anticipatory bail of the petitioner is hereby rejected.

(Anjani Kumar Sharan, J)

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