

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46032 of 2024

Arising Out of PS. Case No.-112 Year-2024 Thana- KOILWAR District- Bhojpur

Guddu Kumar @ Guddu Rai Son of Late Ashok Rai @ Bhikhari Rai Resident
of Village - Pachrukhiy Kala (Rajapur), P.S.- Koelwar, District - Bhojpur at
Ara (Bihar).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar, Adv.

For the Opposite Party/s : Mr. Nand Kishore Prasad, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 22-08-2024 Heard learned counsel for the petitioner and learned
counsel for the State.

2. The petitioner apprehends his arrest in connection
with Koilwar P.S. Case No. 112 of 2024 registered under
Sections 147, 148, 149, 290, 307 of the Indian Penal Code and
Section 27 of the Arms Act.

3. It is alleged that informant, at about 1:50 PM, reached
Mahadev Chak Diara, where some villagers were working, and
informant inquired from them about the shootout and came to
know that for illegal sand mining, at about 11:45 AM, the gang
of Satyendra Pandey and Guddu Rai fired at each other, in
which one of the gang members of the Satyendra Pandey gang
sustained a bullet injury and was taken for treatment at Ara.



When informant reached the place of occurrence and searched, two used cartridges of 30.06 bore were recovered.

4. Submission of learned counsel for the petitioner is that there is no specific allegation against the petitioner. He is innocent and has falsely been implication in this case merely on suspicion. Allegation against the petitioner is general and omnibus. No arms and ammunition has been recovered from the conscious possession of the petitioner.

5. However, learned A.P.P. appearing on behalf of the State vehemently opposed the prayer for bail and submits that petitioner is named in the First Information Report. During course of investigation, it has come that petitioner is the leader of the gang, who is indulged in illegal mining and trafficking of illegal sand and the shoot out took place on account of supremacy over the area between the gang of Satyendra Pandey and the petitioner. It is further submitted that petitioner has got 16 criminal antecedents, in which some of them are of similar nature. Hence, he does not deserve to be enlarged on anticipatory bail.

6. Having considered the nature of accusation and the gravity of offence as well as the long criminal history, this Court is not inclined to grant anticipatory bail to the petitioner.



Accordingly, prayer for bail of the petitioner is rejected.

(Prabhat Kumar Singh, J)

utkarsh/-

U		T	
---	--	---	--

