

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 84285 of 2023

Arising Out of PS. Case No.-166 Year-2022 Thana- SARMERA District- Nalanda

DABLU RAM S/o Late Balmiki Ram R/o Village - Purani Isua, P.S.-
Sarmera, District - Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bachan Jee Ojha, Adv.

For the Opposite Party/s : Mr. M. K. Nirana, APP

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

2 24-01-2024 Heard Mr. Bachan Jee Ojha, learned counsel
appearing on behalf of the petitioner and learned Additional
Public Prosecutor for the State.

2. The petitioner apprehends his arrest in connection
with Sarmera P.S. Case No. 166 of 2022, registered for the
offences punishable under Sections 147, 148, 149, 302 of the
Indian Penal Code and Section 27 of the Arms Act.

3. Allegedly, the allegation against the petitioner is of
causing fire upon the mother of the informant resulting into her
death.

4. It is submitted on behalf of the petitioner that from
the narrations made in the FIR it is evident that the firing has
taken place from all the accused persons and, as such, the
prosecution story appears to be doubtful. He next submits that



the reason for false implication is apparent from the fact that there was a family feud between the parties and moreover on the alleged date of occurrence, the petitioner was not even present rather he was working in other State for his livelihood.

5. On the other hand, learned counsel for the State vehemently opposes the bail application and submits that the petitioner is responsible for giving fatal blow.

6. Regard being had to the submissions made on behalf of the parties and considering the specific nature of allegation and the petitioner is said to be author of the fatal injury, this Court is not persuaded to accede the prayer of the petitioner for anticipatory bail and thus, the present application stands rejected.

(Harish Kumar, J)

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