

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25653 of 2015

Arising Out of PS.Case No. -18 Year- 2015 Thana -BIHPUR District- BHAGALPUR

Sanjiv Singh, son of Chhote Lal Singh, Resident of Village- Hario, P.S. Bihpur, District- Bhagalpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjan Kumar Jha

For the Opposite Party/s : Mr. Meena Singh(App)

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

02/ 23-07-2015

Heard learned counsels for the petitioner and the State.

The petitioner is languishing in custody since 20.04.2015 in a case registered for the offences punishable under Sections 307, 302, 120B/34 of the Indian Penal Code and 27 of the Arms Act.

It is alleged that fifteen accused persons including the petitioner resorted to indiscriminate firing as a result the husband of the informant succumbed to the injury.

It is submitted by learned counsel for the petitioner that the accusation of firing is omnibus and general against fifteen accused persons including the petitioner. The post-mortem report reflects only one firearm injury along with one

lacerated wound on the left elbow joint and the cause of death opined due to the gun shot injury.

Considering the fact that accusation of firing is omnibus and general and the investigation has concluded, let the above named petitioner, be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Naugachia, District - Bhagalpur in connection with Bihpur P.S. Case No. 18 of 2015.

Since the petitioner is accused in two other cases, the learned court below will be at liberty to cancel the bail bonds of the petitioner in two eventualities i.e. if he defaults for two consecutive occasions or substantially gets involved in some serious nature of offence.

(Dinesh Kumar Singh, J)

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