

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12025 of 2017

Arising Out of PS.Case No. -86 Year- 2016 Thana -DERNI District- SARAN

=====

1. Mukesh Kumar Singh, s/o Suresh Singh, R/o Vill- Salempur, P.S.- Derni,
District- Saran at Chapra.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Nawal Kishore Singh, Advocate

For the Opposite Party/s : Mr. SSanjay Kumar Tiwary 1 (APP)

=====

CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 13-04-2017 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with Derni
P.S Case No. 86 of 2016 registered for the offences punishable
under Section 341, 307, 504/34 of the Indian Penal Code and
Section 25(1-b)a/26/27 and 35 of the Arms Act.

Allegedly, the petitioner and Sudhir Kumar @ Sujeet Kumar
came on motorcycle, started abusing and claimed to kill the
informant and then the informant started fleeing away thereafter
the petitioner opened fire upon him, the informant informed to the
police, villagers chased them and they opened fire upon villagers
also but in the meantime the police came and motorcycle of the
petitioner which was being driven by Sudhir Kumar



@ Sujeet Kumar fell down then he was caught but the petitioner fled away in maize field, the police recovered one country made *katta* and two live cartridge from the possession of Sudhir Kumar @ Sujit Kumar.

Submission is of false implication and that no injury has been caused to anyone, the petitioner is in custody since 17.11.2016, no arms has been recovered from the possession of the petitioner, he was not caught at the spot and, as such, the petitioner deserves sympathetic consideration.

Learned A.P.P. submits that it was the petitioner who opened fire on the informant as well as villagers, but he succeeded in fleeing away.

In the facts and circumstances stated above, considering the detention of the petitioner now he is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned A.C.J.M.-VII, Saran at Chapra, in connection with Derni P.S. Case No. 86 of 2016, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the Court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on



his part without any reason shall disentitle the petitioner from
privilege of bail.

(Jitendra Mohan Sharma, J.)

Rajiv/-

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

