

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55229 of 2016

Arising Out of PS.Case No. -130 Year- 2015 Thana -BHAGWANPUR District-
VAISHALI(HAJIPUR)

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1. Putul Kumar @ Daya Nand Kumar Son of Parmeshwar Singh Resident of
Village- Prataptand Arya tola, P.S.- Bhagwanpur, District- Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jay Ram Prasad

For the Opposite Party/s : Mr. Sri Nagendra Prasad

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 28-01-2017 Heard the parties.

This application has been filed in connection with
Bhagwanpur P.S. Case No.130 of 2015 for the offence under
Sections 341, 326, 307, 504/34 of the Indian Penal Code and
Section 27 of the Arms Act.

It is submitted on behalf of the petitioner that though
there is allegation against the petitioner that he fired at the
injured, due to which he received injury but the firing was not
intentional as the witnesses during the course of investigation
have stated, since a marriage was going on and in the marriage
itself, some other persons fired and that hit the injured. The
petitioner is in custody since 27.9.2016.



Heard learned A.P.P. also.

Having heard both sides. From perusal of the FIR itself it appears that the injury has been found on the injured person and from perusal of the impugned order, it appears that the learned Sessions Judge has himself directed the petitioner to renew his prayer for bail after framing of the charge. In view of view of the facts as stated above, I am not inclined to grant bail to the petitioner, however, the petitioner is granted liberty to move for regular bail after framing of the charge in the court below concerned and the court below is directed to expedite commitment of the case if not committed or if some other accused persons are not appearing, he may take steps for committing of the case of the petitioner after separating the case of the petitioner from other accused persons.

(Vinod Kumar Sinha, J)

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