

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21216 of 2019

Arising Out of PS. Case No.-177 Year-2018 Thana- SIRDALA District- Nawada

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JYOTI RAJWANSHI Son of Late Basant Rajwanshi, Resident of Village -
Sirdala, P.S.- Sirdala, Distt.- Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rajeev Nayan

For the Opposite Party/s : Mr.Anant Kumar 1

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 17-05-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the
offences under Sections 341, 323, 504, 379, 307 of the Indian
Penal Code and 27 of the Arms Act.

The prosecution case in short is that the petitioner
fired at the informant due to which she sustained injury.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 19.7.2018 and has got no
criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. Charge-sheet has been
submitted in the present case. The petitioner has falsely been
implicated in the present case. The FIR is said to have been
instituted after two days of the occurrence. The delay has not



been explained. The petitioner has remained in custody for more than nine months. A single shot is alleged to have been made. No repetition is alleged against the petitioner. Except for the offence under Section 307 IPC, rest are triable by the Magistrate.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, it is directed that the petitioner, above named, 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 A.C.J.M. -V, Nawada in connection with Sirdala P.S. Case No. 177 of 2018.

(Sudhir Singh, J)

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