

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80537 of 2018

Arising Out of PS. Case No.-262 Year-2018 Thana- SHERGHATI District- Gaya

Jahid Ansari, S/o Islam Ansari, R/vill-Jaipur, P.S-Sherghatty, Distt.-Gaya.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Namrata Mishra, Advocate.

For the Opposite Party : Mr. Anand Mohan Prasad Mehta, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

7 17-07-2019 A supplementary affidavit has been filed on behalf of
the petitioner. The same may be kept on the record.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner is languishing in custody since
05.07.2018 in a case for the offence registered under Sections
302 of the IPC and 27 of the Arms Act.

The prosecution story, in brief, is that on 18.05.2018
at about 9.00 P.M. due to dispute of closing of shop, petitioner
opened fire to the husband of the informant causing injury in
chest leading to his death during on the way to Patna for
treatment.

It has been submitted by learned counsel for the
petitioner that the petitioner has falsely been implicated in the



present case. Charge sheet has been submitted in the present case. There is no allegation of tampering with the witnesses alleged against the petitioner. During trial, the informant has been examined as P.W.2 who has been declared hostile by the learned court below. The informant has retracted from his earlier statement made in the F.I.R. during trial. The said deposition of the informant is Annexure-7 to the second supplementary affidavit.

On behalf of the learned counsel for the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned C.J.M. Gaya, in connection with Sherghati P.S. Case No. 262 of 2018.

(Sudhir Singh, J)

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