

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49024 of 2019

Arising Out of PS. Case No.-22 Year-2019 Thana- ISUAPUR District- Saran

Ujjwal Kumar @ Ujjwal Kumar Singh, Son of Arbind Singh, Resident of
Village-Goha, P.S.-Isuapur, District-Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Singh
For the Opposite Party/s : Mr.Lalan Kumar

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 06-08-2019 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Isuapur P.S. Case No. 22 of 2019 registered under Sections
147, 148, 149, 323, 324, 307, 504 and 506 of the Indian Penal
Code and Section 27 of the Arms Act.

The accusation is that on 01.03.2019, at about 10.15
A.M., six persons named in the F.I.R. including the petitioner
came at the land of the informant, Niranjana Kumar Singh, and
started to abuse. When the informant made protest then Pappu
Singh caused injury at the head of his brother Om Prakash
Singh whereas Dhiraj Kumar started to caused injury at the head
of his brother Om Prakash Singh through Dav. At that time, this



petitioner fired twice upon his brother through Katta but his brother anyhow saved himself. Thereafter, his niece, Anuj Kumar, came there to save them then Munna Singh caused injury at the stomach of his niece through knife and Amris Kumar caused injury at the head of his niece Anuj Kumar through Farsa. At that time, Princ Kumar shot fire at the neck of Anuj Kumar. On raising alarm, villagers came there and rushed to his brother and niece to Premary Health Centre, Hisuapur, from where, they were referred to the Sadar Hospital, Chapra, where Amrish Kumar came there and caused injury at the stomach of his brother, Om Prakash Singh in presence of police and fled away. Thereafter, his brother was referred to P.M.C.H, Patna.

Learned counsel for the petitioner submits that while the occurrence is said to be taken on 01.03.2019 but the present case has been lodged on 03.03.2019 on the basis of statement of informant on 02.03.2019 at Sadar Hospital, Chapra after causing injury by Amris Kumar at the stomach of his brother through knife in presence of police but informant has not given any statement prior to that before the police. In fact, petitioner is servant of co-accused, Dhiraj Kumar due to that reason he has falsely been implicated in the present case and



petitioner has no criminal antecedent.

Having regard to the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Saran at Chapra, in connection with Isuapur P.S. Case No. 22 of 2019, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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