

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57444 of 2019

Arising Out of PS. Case No.-112 Year-2019 Thana- BARHARA KOTHI District- Purnia

SANTOSH KUMAR S/o Suresh Singh R/o village- Gangaili, P.S.- K. Nagar,
District- Purnea

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kamal Kishore Jha
For the Opposite Party/s : Mrs.Sangeeta Sharma

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 23-10-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under
Sections 302, 307, 120B/34 of the Indian Penal Code and 27 of
the Arms Act.

Allegation is that unknown miscreants made
indiscriminate firing in which one person died on the spot.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 10.07.2019. Charge sheet has
been submitted in this case. There is no allegation of tampering
of witnesses alleged against the petitioner. The petitioner is not
named in the F.I.R. As per the prosecution case, a chance
witness in course of investigation has stated that three unknown
miscreants had come and started indiscriminate firing, upon



which the deceased along with the petitioner had sustained injuries. There was one more person present along with the petitioner and the deceased. The said witness has not alleged involvement of the petitioner in the present case. The brother of the informant suspects the involvement of the petitioner. Except for this, there is no other substantive evidence to suggest his implication in this case.

On behalf of the State, it is submitted that the petitioner is not 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) with two sureties of the like amount each to the satisfaction of Ms. Angira Kumari, Judicial Magistrate, 1st class, Purnea in connection with Barhara P.S. case No.112 of 2019.

(Sudhir Singh, J)

Narendra/-

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