

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19348 of 2019**

Arising Out of PS. Case No.-238 Year-2018 Thana- BAIKUNTHPUR District- Gopalganj

Shanker Rai @ Shankar Rai Son of Bishwashi Rai Resident of Village-
Dighwara Tola, Mathiya, P.S- Baikunthpur, Dist- Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anuj Kumar

For the Opposite Party/s : Mr. Anish Chandra

**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER**

3 29-05-2019 Heard learned counsel for the petitioner and the
counsel appearing on behalf of the State.

The petitioner is in custody in connection with
Baikunthpur P.S. Case No. 238 of 2018 for the offences under
Sections 302/34 of the Indian Penal Code and Section 27 of
Arms Act.

Learned counsel for the petitioner submits that the
petitioner has no criminal antecedent and he is in custody since
10.09.2018.

Referring to the prosecution case he submits that the
father of the informant disclosed the name of the accused
persons, who caught and shot him. The injured was rushed to
Baikunthpur Govt. hospital from where the injured was referred
to Tara Nursing Home for better treatment where he was



declared dead by the doctors.

Learned counsel for the petitioner further submits that there is no specific allegation against this petitioner of firing and causing injury to the deceased.

Considering the fact that petitioner has no criminal antecedent and he has remained in custody for more than eight months, the Court is inclined to grant bail to the petitioner, let the petitioner, named above, be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of Court of learned Chief Judicial Magistrate, Gopalganj in connection with Baikunthpur P.S. Case No. 238 of 2018.

(Anil Kumar Upadhyay, J)

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