

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28567 of 2020

Arising Out of PS. Case No.-116 Year-2020 Thana- MANSI District- Khagaria

RAJ KUMAR @ RAJA S/o Shyam Yadav Resident of Village-Ravisanai
Diyara, Police Station-Harigmarg, District-Munger. Petitioner/s
Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shekhar Kumar Singh

For the Opposite Party/s : Mr. Nityanand

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 23-11-2020 Heard learned Counsel for the petitioner and learned

Additional Public Prosecutor representing the State, through

Video Conferencing.

The petitioner seeks regular bail in connection with
Mansi Police Station Case No. 116 of 2020, registered for the
offences punishable under Sections 307/34 of the Indian Penal
Code and Section 27 of the Arms Act.

The prosecution story, as per the First Information
Report, is that the petitioner, along with 5 other co-accused
persons, riding on two motorcycles, accosted the informant and
one co-accused Bilash Yadav fired upon him, due to which he
sustained injury in his thigh and other co-accused Bhutti Yadav
also fired on the informant, but the bullet did not hit the
informant.

Learned Counsel for the petitioner submits that the
petitioner has not committed any offence in the manner alleged



and he has falsely been implicated in this case due to village politics. He further submits that only one gun-shot injury was found on the informant, which was attributed to co-accused Bilash Yadav and there is no allegation of firing upon the petitioner. He further submits that the petitioner is in custody since 18.04.2020, having no criminal antecedent.

After having heard learned Counsel for the parties and taking into consideration the materials on record and the fact that the petitioner is in custody since 18.04.2020, having no criminal antecedent, I am inclined to grant bail to the petitioner.

This application is, accordingly, allowed.

Let the petitioner, above named, be released on bail, upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Khagaria, in connection with Mansi Police Station Case No. 116 of 2020.

It is further made clear that at the time of furnishing bail bonds, all the parties shall follow the guidelines regarding social distancing.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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