

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84107 of 2019

Arising Out of PS. Case No.-321 Year-2019 Thana- UDWANTNAGAR District- Bhojpur

Lal Das Yadav Son of Late Khajuri Yadav Resident of Village - Gyanchak,
P.S.- Chandi, Dist.- Bhojpur.

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

Appearance :

For the Petitioner	:	Mr.Rajani Ranjan Pd. Singh
For the Opposite Party	:	Mr.Md. Mushtaque Alam
For the Informant	:	Mr.Shailendra Kumar

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 18-03-2020 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Udwantnagar P.S. Case No. 321 of 2019 for the offence
registered under Sections 341, 323, 379, 307/34 of the Indian
Penal Code and under Section 27 of the Arms Act.

The allegation is regarding the accused persons
having caught hold of the informant, whereafter the petitioner is
stated to have fired from his country made pistol on the
informant resulting in the informant receiving injury in his
abdomen.

The learned counsel for the petitioner has
submitted that the petitioner is innocent, has been falsely
implicated in the present case and is languishing in custody



since 13.09.2019. It is further submitted that this Court may consider granting privilege of regular bail to the petitioner herein after a lapse of some more period in custody.

The learned counsel for the informant has opposed the prayer for bail of the petitioner and has submitted that it would be proper to release the petitioner only after completion of one year in custody.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the parties and taking into account the period of incarceration of the petitioner, I deem it fit and proper to direct for release of the petitioner, immediately upon completion of a period of three months in custody from today in connection with Udwanthnagar P.S. Case No. 321 of 2019 pending before the court of learned C.J.M. Bhojpur at Ara, subject to such conditions as may be deemed fit and proper to be imposed by the learned Court below.

The petition stands disposed of on the aforesaid terms.

(Mohit Kumar Shah, J)

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