

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.14898 of 2021**

Arising Out of PS. Case No.-62 Year-2020 Thana- ANGARGHAT District- Samastipur

SURESH SAHNI S/O CHALITRA SAHNI RESIDENT OF VILLAGE  
ANGARGHAT, POLICE STATION ANGARGHAT, DISTRICT  
SAMASTIPUR

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Pramod Kumar Singh, Adv

For the Opposite Party/s : Mr. Chandra Bhuhan Prasad, APP

**CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD  
ORAL ORDER**

2      10-09-2021                      In view of sudden resurgence of COVID – 19 infection there is limited functioning of the High Court and therefore the matter has been listed for consideration through virtual mode.

Heard learned counsel for the petitioner and learned APP for the State.

This Court would expect that the petitioner's Counsel would honour his undertaking in the instant proceedings regarding supply of requisite court fee etc. within two weeks from the date he is called upon to do so by the office.

Petitioner seeks bail in connection with Angarghat P.S. Case No. 62 of 2020 registered under Sections 302 and 34 of the Indian Penal Code and Section 27 of the Arms Act.



As per the prosecution case, the brother of the informant (Mahesh Sahni) was shot dead by three unknown miscreants. It is further alleged that during the course treatment, the brother of the informant (deceased) disclosed to the informant that this petitioner along with co-accused Sanjay Sahni gave money to Sashi Rai and men of Sashi Rai shot at him.

It is submitted that petitioner has been falsely implicated in this case. It is further submitted that as per the F.I.R., the petitioner is alleged to be a conspirator who got him killed. It is next submitted that there is no specific allegation of firing or any overtact against this petitioner. Petitioner has got no criminal antecedent and he is in custody since 2.11.2020. Similarly situated co-accused has been allowed bail vide order dated 15.6.2021 passed in Cr. Misc. No. 2944/2021.

Learned APP has opposed the prayer for bail.

Considering the rival submissions as also the facts and circumstances of the case, this Court for the purposes of grant of bail is inclined to accept the submissions advanced by the petitioner's counsel. Prayer for bail of the petitioner is allowed. 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 learned A.C.J.M.-II,  
Dalsingsarai, District- Samastipur in Angarghat P.S. Case No.  
62 of 2020, subject to the following conditions:-

(i) That one of the bailors will be a close relative of  
the petitioner who will give an affidavit giving genealogy as to  
how he is related with the petitioner. The bailor will also  
undertake to inform the Court if there is any change in the  
address of the petitioner.

(ii) That the petitioner will be well represented on  
each date and if he fails to do so on two consecutive dates, his  
bail bond will be liable to be cancelled.

**(Madhuresh Prasad, J)**

SUMIT/-

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