

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14062 of 2020

Arising Out of PS. Case No.-210 Year-2019 Thana- SAMASTIPUR District- Samastipur

ROHIT KUMAR @ ANTU ISHWAR @ ANTU ISAR @ ANTU ISHAR son
of Late Ashok Ishwar R/O Village-Badalpur Ward No. 23, PS-Samastipur
Town, Distt-Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Thakur, Adv.
Mr. Pravin Kumar, Adv.
For the Opposite Party/s : Mr. Pranav Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

5 09-04-2021 Heard Mr. Ajay Kumar Thakur, learned counsel for
the petitioner and Mr. Pranav Kumar learned counsel appearing
for the informant through virtual mode.

2. Petitioner seeks regular bail in connection with
Samastipur Town PS Case No. 210/2019 registered for the
offence punishable under Sections 307, 323, 341, 354, 386, 452,
506/34 of the Indian Penal Code and Section 27 of the Arms
Act.

3. The allegation, as per First Information Report, is
that petitioner fired upon informant and his family members
indiscriminately, causing injury to the informant, his wife and
daughter.

4. 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 dispute
regarding money transaction between the parties. Learned



counsel further submits that petitioner is in custody since 11.09.2019.

5. On the other hand, learned counsel for the State vehemently opposed the prayer for bail of the petitioner and submits that the injured witnesses, during course of trial, have supported the allegation of firing made by the petitioner and the doctor has opined that the injuries were caused by fire-arm and the petitioner has got criminal antecedents and five cases of similar nature are pending against him.

6. Having regard to the submissions made by the parties and taking into consideration the material on record and the fact that the injured witnesses including the informant, during course of trial, have specifically, stated that they all have received gun-shot injuries caused by the petitioner, I am not inclined to grant regular bail to the petitioner at this stage. The same, is hereby, rejected.

7. However, petitioner, if so advised, may renew his prayer for bail after six months from today if the trial does not record any progress.

(Anil Kumar Sinha, J)

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