

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21309 of 2021

Arising Out of PS. Case No.-249 Year-2020 Thana- GHORASAHAN District- East
Champaran

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GAJENDRA RAM SON OF LATE MOSADI RAM RESIDENT OF
JAGIRHA, P.S.- LAKHOURA, DISTRICT- EAST CHAMPARAN

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Krishna Kant Singh
For the Opposite Party/s : Mr.A.P.P

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 16-11-2021 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner seeks bail in connection Ghorasahan
(Lakhaura) P.S. Case no. 249 of 2020 registered for the offence
punishable under sections 147, 148, 149, 120B, 307, 326 of the
Indian Penal Code read with section 27 of the Arms Act.

The allegation, as per the first information report, is
that the petitioner along with other accused persons armed with
lethal weapons, surrounded the father of the informant and co-
accused Gaurav Tiwary ad Ram Narayan Prasad fired upon
father of the informant due to which father of the informant
sustained bullet injuries in his shoulder and abdomen.

Learned counsel for the petitioner submits that



petitioner has been falsely implicated in this case and from perusal of the FIR, it would manifest that no overt-act has been alleged against him and he is in custody since 30.06.2020 and co-accused Birendra Tiwari who is similarly situated like the petitioner has been granted bail by this court vide order dated 22.6.2021 in Cr. Misc. no. 4043/2021.

Learned APP vehemently opposed the prayer for bail.

Considering the facts that petitioner is in jail custody since 30.06.2020, charge sheet has been submitted and similarly situated co-accused has been granted bail, the petitioner is directed to 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 the Addl. Sessions Judge VIII, East Champaran, Motihari in Sessions trial no. 194/2020 arising out of Ghorasahan (Lakhaura) P.S. Case no. 249 of 2020.

(Satyavrat Verma, J)

s.hassan/-

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