

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22935 of 2021

Arising Out of PS. Case No.-190 Year-2020 Thana- GOPALPUR District- Bhagalpur

BANTI KUMAR Son of Sadanand Yadav Resident of Village - Chapar, P.S.-
(Rangra O.P.) Gopalpur, District - Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sandeep Jha

For the Opposite Party/s : Mr.Ram Bilash Roy Raman,APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 16-12-2021 Heard learned counsel for the petitioner and Sri Ram
Bilash Roy Raman, learned APP for the State.

Petitioner seeks bail in connection with Gopalpur
(Rangra) P.S. Case no. 190 of 2020 registered for the offence
punishable under sections 307, 504 and 506/34 of the Indian
Penal Code read with section 27 of the Arms Act.

Learned counsel for the petitioner submits that
petitioner is in custody since 7.6.2020 and charge sheet has been
submitted. Learned counsel submits that allegation in the FIR is
that Banti Kumar (petitioner) under the influence of liquor fired
at the brother of the informant hitting in his mouth and
thereafter Saurav Yadav fled away with pistol. Learned counsel
for the petitioner submits that allegation as alleged in the FIR is
completely false and fabricated. He further states that if a person



would have been hit by fire arm in his mouth, he would have died instantly. Learned counsel further submits that during course of investigation, police has not brought injury report of the petitioner in the case diary. Based on the submissions of learned counsel for the petitioner, the court by order dated 16.11.2021 had called for legible copy of the case diary. Case diary has been received.

Learned APP after going through the case diary very fairly submits that injury report is not on record.

Considering the facts that petitioner is in jail custody, charge sheet has been submitted and there is no injury report in the case diary, 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. Chief Judicial Magistrate III, Naugachia in Gopalpur (Rangra) P.S. Case no. 190 of 2020.

(Satyavrat Verma, J)

s.hassan/-

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