

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25991 of 2021

Arising Out of PS. Case No.-636 Year-2020 Thana- SHERGHATI District- Gaya

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JAI MANGAL DAS @ JAY MANGAL DAS SON OF MODI DAS
RESIDENT OF VILLAGE- RANICHAK, P.S. SHERGHATTI, DISTRICT-
GAYA.

... .. Petitioner/s

Versus

THE STATE OF BIHAR.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arvind Kumar Singh

For the Opposite Party/s : Mr. Abhay Kumar

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 23-07-2021 Heard learned counsel for the petitioner and learned
APP for the State through virtual Court proceedings.

Learned counsel for the petitioner undertakes to
remove the defects within four weeks of resumption of normal
court proceeding. In the eventuality of non-removal of defects
within undertaken period, the office will place the matter before
the Bench.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 307 & 384/34 of the Indian
Penal Code and Section 27 of the Arms Act.

While the informant was milling rice near the
house of the petitioner, the petitioner along with other co-
accused came there and asked the informant to get their rice



milled by his machine. Thereafter, the informant replied that after the present work of rice milling, he would get their work done. Then, the petitioner and other co-accused took out their respective pistols and further co-accused Om Prakash asked the informant as to why he did not pay extortion of rupees five lakhs. Co-accused Om Prakash resorted firing from his pistol and the informant sustained firearm injury in his right hand and he was brought to Sherghatti Hospital and from where he was further referred to Madadh Medical Hospital.

It is submitted by learned counsel for the petitioner that no such occurrence as alleged ever took place. He is quite innocent and has been falsely implicated in this case. No incriminating article has been recovered from his conscious physical possession. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. There is specific allegation against co-accused Om Prakash of demanding extortion and resorting firing and causing injury in the right hand of the informant. The petitioner has been languishing in custody since 14.12.2020.

Learned APP for the State opposed the bail petition.

Considering the facts aforesaid, the above named



petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Sherghatti P.S. Case No.636 of 2020.

(Anjani Kumar Sharan, J)

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