

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34709 of 2020

Arising Out of PS. Case No.-425 Year-2020 Thana- TURKAULIYA District- East
Champaran

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Manjay Sahani Son of Katari Sahani resident of Village-Chilwaniya, P.S.-
Banzariya, District-East Champaran.

... .. Petitioner/s

Versus

The State of Bihar .

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Prateek Tandon
For the Opposite Party/s : Mr.A.G.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 19-01-2021 Learned counsel for the petitioner is directed to remove the
defect(s), as pointed out by the office, within a period of four weeks.

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

The petitioner seeks bail in a case for the offence registered
under Sections 326, 307, 302/34 of the Indian Penal Code and 27 of
the Arms Act.

Prosecution case in short is that while the informant's elder
brother was sitting at his shop, having received a phone call, he went
outside the shop and started conversation standing a few yards away
from the shop. After a while, the accused persons having armed in
their hands, shot fire upon the informant's elder brother as a result of
which, he sustained fire-arms injury and in course of treatment, he
died.



It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. The petitioner is in custody since 05-07-2020. Charge sheet/Prosecution report in this case has already been submitted. There is no allegation of firing against the petitioner. The allegation of firing upon the deceased is against co-accused Rajan Sahani who is said to have fired upon the deceased.

On behalf of the State and the informant, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances of the case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Motihari, East Champaran in connection with Turkauliya (Banzariya) P.S. Case No. 425 of 2020.

(Sudhir Singh, J)

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