

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50044 of 2021

Arising Out of PS. Case No.-101 Year-2020 Thana- CHAUSA District- Madhepura

Nitish Kumar @ Nitish Kumar Ray S/o Tiro Ray Resident of Village- Fulaut
Purab (Purbi), P.S.- Chausa, District- Madhepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pawan Kumar

For the Opposite Party/s : Mr.Uday Chand Prasad

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2. 25-11-2021 Heard learned counsel for the parties.

The petitioner seeks bail in Chausa (Fulaut O.P) P.S.
Case No. 101 of 2020, registered for the offence under Section
307 & other allied sections of the Indian Penal Code and
Section 27 of the Arms Act.

As per the F.I.R., while the informant and his brother
were going to market, all the F.I.R. named accused persons
including this petitioner surrounded them and on the order of
co-accused Vinod Yadav, co-accused Kari Yadav opened fire,
which hit the brother of the informant.

It is submitted on behalf of petitioner that specific
allegation of causing fire-arm injury is against co-accused Kari
Yadav. So far as this petitioner is concerned, there is general and
omnibus allegation. Co-accused Vinod Yadav, who is order-



giver, has already been granted anticipatory bail by a coordinate Bench of this Court, vide order dated 26.08.2021 passed in Cr.Misc. No. 3642 of 2021. Petitioner is in custody since 12.03.2021.

Learned A.P.P. for the State has opposed the bail petition.

Considering the aforesaid facts and circumstances, the bail petition of petitioner is allowed. Let the above named petitioner 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 S.D.J.M. Udakishunganj, District - Madhepura in connection with Chausa (Fulaut O.P) P.S. Case No. 101 of 2020.

(Prabhat Kumar Singh, J.)

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