

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39792 of 2021

Arising Out of PS. Case No.-21 Year-2021 Thana- RAMKRISHNANAGAR District- Patna

SHUBHAM KUMAR @ SHUBHAM SINGH S/O RANDHIR KUMAR @
RANDHIR SINGH R/o Mohalla- Ram Krishna Nagar Near L.P. Shahi
College, P.S.- Ram Krishna Nagar, Distt.- Patna

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

with

CRIMINAL MISCELLANEOUS No. 3485 of 2022

Arising Out of PS. Case No.-21 Year-2021 Thana- RAMKRISHNANAGAR District- Patna

RAJU KUMAR GOSWAMI @ RAJU KUMAR S/o Jagnath Goswami
Resident of Mohalla- New Bangali Tola, Devi Sthan, P.S.- Jakkanpur,
District- Patna.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

(In CRIMINAL MISCELLANEOUS No. 39792 of 2021)

For the Petitioner/s : Mr.Gauri Shankar Prasad, Advocate

For the Opposite Party/s : Mrs.Renu Kumari, A.P.P.

(In CRIMINAL MISCELLANEOUS No. 3485 of 2022)

For the Petitioner/s : Mr.Rajeev Ranjan Sinha, Advocate

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

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

3 02-03-2022 Heard learned counsel appearing on behalf of
petitioners and learned A.P.P. for the State.

Both the aforesaid applications arise out of Ram
Krishna Nagar P.S. Case No. 21 of 2021 registered for the
offences punishable under Sections 341, 342, 323, 307/34 of
Indian Penal Code and Section 27 of the Arms Act. Therefore,
both the aforesaid applications have been heard together and are



being disposed of by this common order.

Let the defect(s) be removed within two weeks of the complete start of the physical Court in normal course.

The prosecution case, in brief, is that on 10.01.2021 at 11.55 A.M. when informant reached near I.C.I.C.I Bank, all the accused persons named in the F.I.R., including the petitioners, surrounded him and shot fire in his chest.

Learned counsel appearing on behalf of the petitioners submits that there are general and omnibus allegations against the petitioners. He further submits that petitioners have falsely been implicated in this case as from the injury, it appears that there is only one injury found on the person of injured. He further submits that in course of investigation, nothing incriminating evidence has been collected against the petitioners. The petitioners are in custody since 05.02.2021 and 10.09.2021, respectively.

Learned A.P.P. for the State has opposed the prayer for grant of bail to the petitioner.

Considering the aforementioned facts and circumstances of the case, there is no specific allegation has been attributed against the petitioners, the petitioners, above named, are directed to be enlarged on bail on furnishing bail



bond of Rs. 25000/- (Rs. Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-cum-Sub-Judge-XIII, Patna, in connection with Ram Krishna Nagar P.S. Case No.21 of 2021, subject to the following conditions:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the Court concerned.

(2) Petitioners shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court.

(3) If the petitioners tamper with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioners.

(4) If the petitioners are found involved in similar nature of offence, after his release on bail, the trial Court shall take steps to cancel his bail bonds.

(Purnendu Singh, J)

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