

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18223 of 2021

Arising Out of PS. Case No.-30 Year-2019 Thana- BANSHI District- Jehanabad

Sadhu Sharma @ Pramod Sharma Son of Jairam Sharma @ Jai Kishor
Sharma Resident of Village - Orbigha, P.S.- Banshi, District - Arwal.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shivendra Prasad, Advocate
For the Opposite Party/s : Mr. Choubey Jawahar, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

4 10-01-2022 Heard learned counsel for the petitioner and Shri
Choubey Jawahar, learned A.P.P. for the State through virtual
Court proceedings.

The petitioner seeks bail in connection with Banshi
P.S. Case No. 30 of 2019 dated 12.05.2019 instituted for the
offences under Sections 341, 323 and 307 of the Indian Penal
Code read with Section 27 of the Arms Act.

Learned counsel for the petitioner submits that the
petitioner is in custody since 11.07.2020, charge-sheet has been
submitted and charges have been framed.

Learned counsel for the petitioner submits that
informant in the F.I.R. alleges that while he was threshing
wheat, the petitioner came and fired at him causing injury on the
elbow and he went to the police station in an injured condition



to lodge the case.

Learned counsel for the petitioner submits that it is a case of false implication of the petitioner as there is no injury report of the informant. Further, paragraph '87' of the case diary records that I.O. had gone to the house of the informant for getting the injury report on which he was informed by the family members of the informant that they don't know where the injury report is kept by the informant and the same will be made available after the informant comes. It is further recorded that the injury report once made available thereafter the same will be filed in the Court. Learned counsel further submits that it does not stand to reason that when the informant reached the police station in an injured condition then why his medical examination was not done. It is submitted that it is a case where petitioner has been falsely implicated with the help of police.

Learned A.P.P. for the State vehemently opposes the prayer for bail of the petitioner.

Considering the fact that the petitioner is in custody since 11.07.2020 and charges have been framed, let the petitioner above named be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand only) with two sureties of the like amount each to the satisfaction of learned



Additional Sessions Judge-III, Jehanabad in connection with
Banshi P.S. Case No. 30 of 2019 with a condition that one of the
bailors shall be the father of the petitioner and in the event,
petitioner does not appear on two consecutive dates in the trial,
the trial court will forthwith cancel the bail bonds.

(Satyavrat Verma, J)

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