

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23956 of 2022**

Arising Out of PS. Case No.-179 Year-2018 Thana- GOGRI District- Khagaria

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RITESH PRATAP SINGH @ MINTU S/o Ajay Pratap @ Lal Babu Resident
of Village- goraiya Bathan, P.S.- Gogri, District- Khagaria.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Akshansh Ankit

For the Opposite Party/s : Mr.Awadhesh Kumar Singh

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

2 12-09-2022 Heard learned counsel for the petitioner and the

State.

The petitioner apprehends arrest in a case registered
for the offence punishable under sections 307/34of the Indian
Penal Code and section 27 of the Arms Act.

As per prosecution case, informant came to know that
petitioner caused fire arms injury to Nilendu Pratap Singh.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case. Petitioner submits that there is no eye witness of the
occurrence and even informant has not disclosed the source of
identification of the petitioner. It is further submitted that there
is delay of 6 days in lodging of the FIR and there is no
plausible explanation of delay. Police after investigation



submitted final form against the petitioner but differing with the same court took cognizance of the offence. Petitioner has got no criminal antecedent.

Considering the aforesaid facts of the case, prayer for bail of the petitioner is allowed. In the event of arrest/surrender within six weeks from today, let the petitioner mentioned above be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Judicial Magistrate 1st class, Khagaria in Gogri Police Station Case No. 179 of 2018, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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