

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23797 of 2022

Arising Out of PS. Case No.-183 Year-2021 Thana- KISHUNPUR District- Supaul

SANJIT SAH @ SANJIT KUMAR SAH S/o Hari Sah @ Harinarayan Sah
Resident of Village- Hansa, P.S.- Kishanpur, Dist- Supaul.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kumar Goutam, Advocate

For the Opposite Party/s : Mr.Md. Ataur Rahman, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 26-08-2022 Heard learned counsel appearing on behalf of the

petitioner and learned counsel appearing on behalf of the State

through virtual Court proceedings.

Let the defect(s), if any, be removed within a period
of four weeks from today.

The petitioner seeks bail in connection with
Kishanpur P.S. Case No. 183 of 2021 registered for the offence
under Sections 307/34 of the I.P.C. and 27 of the Arms Act.

The accused/petitioner is named in the F.I.R. and is in
custody since 19.09.2021.

The allegation against the petitioner is to cause fire
arm injury to the informant along with other co-accused persons
with intention to cause death.

Learned counsel appearing on behalf of the petitioner
submitted that the allegation as regard to firing is against co-
accused, namely, Kailash Shah, where F.I.R. is speaking that



petitioner is only pulled the informant, perhaps same was with motive to save him from alleged firing. While concluding the argument, it has been submitted that petitioner is a man of clean antecedent and moreover, investigation has been completed, for which, charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

Learned APP, while opposing the prayer of bail, fairly conceded that allegation of firing is against co-accused Kailash Shah, as per F.I.R.

Considering the facts and circumstances as mentioned above, as there is no allegation of firing against the petitioner, who is a man of clean antecedent coupled with the fact that charge-sheet has been submitted, let the petitioner, above named, is directed to be released on bail in connection with Kishanpur P.S. Case No. 183 of 2021 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Court of Additional Chief Judicial Magistrate, Supaul/concerned court, subject to the conditions as mentioned under Section 437 (3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

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