

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24133 of 2022

Arising Out of PS. Case No.-30 Year-2021 Thana- DESARI District- Vaishali

MONU KUMAR SINGH Son of Tej Narayan Singh Resident of Village -
Hasanpur Juned (Alipur), P.S.- Mahnar, Distt.- Vaishali at Hajipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Niranjan Parihar
For the Opposite Party/s : Mr.APP

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 29-11-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Desari P.S. Case no. 30 of 2021 instituted for the offence
under Sections 304 and 326/34 of the Indian Penal Code and
Section 27 of the Arms Act.

As per allegation in the FIR, while the informant's son
was sitting at his betel shop, two miscreants came on
motorcycle and started firing on him with intention to kill,
which hit him on right panjari and for treatment he was taken to
hospital then to PMCH, Patna.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no



offence. Petitioner is not named in the FIR. During investigation, apprehended co-accused Pappu Kumar has taken the name of the petitioner in his confessional statement. Similarly situated co-accused Pappu Kumar has already been granted bail by a different co-ordinate Bench of this Court vide order dated 06.01.2022 passed in Cr. Misc. No. 37591 of 2021.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Desari P.S. Case no. 30 of 2021, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub Judge XVI-cum-ACJM XV, Vaishali at Hajipur subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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