

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53588 of 2021**

Arising Out of PS. Case No.-56 Year-2021 Thana- SAMASTIPUR District- Samastipur

MUNNA MAHTO @ MUNNA KUMAR @ MUNNA WRETE S/o Kailash
Mahto R/o Village - Jitwarpur Kanhaiya Chowk, P.S. - Samastipur (Muffasil),
District - Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dilip Kumar Roy, Advocate

For the Opposite Party/s : Mr. Arun Kumar, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER**

2 15-02-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual court proceedings.

Let the defect(s), if any, be removed within a period
of four weeks after complete start of the physical Court.

The petitioner seeks regular bail in connection with
Samastipur (Town) P.S. Case No. 56 of 2021 instituted for the
offences under Sections 341, 323, 324, 326, 307, 504 and
506/34 of the Indian Penal Code as well as Section 27 of the
Arms Act.

Learned counsel for the petitioner submits that the
petitioner is in custody since 05.04.2021, is a person with clean
antecedent and charge-sheet has been submitted.

The informant in the FIR alleges that this petitioner
fired at him causing injury in his abdomen.



Learned counsel for the petitioner submits that from perusal of the allegation as alleged it would manifest that both the petitioner and the informant were standing on the road and were talking with their group and the petitioner felt that the informant and his group were abusing him as a result of which the present occurrence took place.

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

Considering the fact that there is direct allegation of firing against this petitioner causing injury in the abdomen of the informant as has been recorded in the impugned order also, the Court for the present is not inclined to grant bail to the petitioner in connection with the aforesaid case pending in the Court of learned Chief Judicial Magistrate, Samastipur.

Accordingly, the prayer for bail is rejected.

(Satyavrat Verma, J)

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