

**IN THE HIG, COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45641 of 2022**

Arising Out of PS. Case No.-128 Year-2022 Thana- UDWANTNAGAR District- Bhojpur

Rohit Kumar Singh @ Lala Son Of Late Umkar Nath Singh R/O Village-
Karisath, P.S.- Udwanthnagar (Gajrajganj), District- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar ,

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ravi Ranjan, Advocate

For the Opposite Party/s : Ms.Gulnar Begum, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER**

2 29-11-2022 Heard learned counsel appearing on behalf of the
petitioner and learned APP appearing on behalf of the State.

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

The petitioner seeks bail in connection with
Udwanthnagar P.S. Case No. 128 of 2022 registered, for the
offence under Sections 147, 148, 149, 109, 341, 323, 307, 504,
506 and 302 of the Indian Penal Code and 27 of the Arms Act.

The accused/petitioner is named in the F.I.R. and is in
custody since 23.03.2022.

The allegation against the petitioner is to commit
murder of the brother of the informant, along with other co-



accused persons, by causing fire arm injury, due to previous enmities.

Learned counsel appearing on behalf of the petitioner submitted that specific allegation of causing fire arm injury is available against co-accused, Hariom Singh, as per FIR, where the allegation against this petitioner is limited only to run away with firing in air, along with other co-accused persons, from the place of occurrence. While concluding the argument, it is submitted that petitioner is a man of clean antecedent and, moreover, investigation of this case is complete, for which, charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

Learned APP duly assisted by learned counsel for the informant, opposes the prayer of bail.

In view of the facts and circumstances as mentioned above, as specific allegation of firing is available against co-accused, Hariom Singh, not against this petitioner, where he is in custody since 23.03.2022 coupled with the fact that charge-sheet has already been submitted, let the petitioner, above named, is directed to be released on bail in connection with Udwanthnagar P.S. Case No. 128 of 2022 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the



like amount each to the satisfaction of learned Chief Judicial
Magistrate, Bhojpur at Ara/concerned Court, subject to the
conditions as laid down u/s 437(3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

R.S.Sen/-

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