

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56154 of 2021

Arising Out of PS. Case No.-24 Year-2021 Thana- DESARI District- Vaishali

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KRISHAN KUMAR S/o Naresh Rai Resident of Village- Bhikhanpura Bans
Tola, P.S.- Desari (Chandpura O.P.), P.O.- Bhataulia, District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shashi Shekhar Kumar Prasad

For the Opposite Party/s : Mr.Prem Kumar Jha

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 13-01-2022 Heard learned counsel for the petitioner and the State.

The matter has been taken up through video
conferencing.

Petitioner seeks regular bail in a case registered for
the offence punishable under Section 302, 34 of the Indian Penal
Code and u/s 27 of Arms Act.

As per the prosecution case, co-accused, Mithilesh
Kumar, fired on the chest of son of informant, who died on the
way while being taken to hospital.

Learned counsel appearing for the petitioner submits
that petitioner is not named in the FIR. The name of petitioner
has come in this case during the course of investigation in the
confessional statement of co-accused and only material that has
come against this petitioner is that he handed over pistol to co-



accused, Mitihilesh Kumar. Petitioner is in custody since 24.02.2021 and investigation in this case is complete.

Learned counsel appearing for the State opposes the prayer for bail.

Considering the facts of the case and the period of custody of the petitioner, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate-15, Vaishali at Hajipur in connection with Desari (Chandpura O.P.) PS case No.24/2021.

(Prabhat Kumar Singh, J)

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