

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4089 of 2023

Arising Out of PS. Case No.-300 Year-2022 Thana- BAKHTIYARPUR District- Patna

DEEPAK KUMAR Son of Umesh Prasad, Resident of Village - Ghanghdih,
P.S.- Bakhtiyarpur, District - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajesh Ranjan

For the Opposite Party/s : Mr.Sanjay Kumar Singh

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

3 08-05-2023 Heard the learned counsel for the petitioner as well as the
learned Additional Public Prosecutor for the State.

The petitioner is seeking regular bail in connection with
Bakhtiyarpur P.S. Case No. 300 of 2022, registered for offence
punishable under Sections 341, 323, 307, 504/34 of the Indian Penal
Code and Section 27 of the Arms Act.

The allegation against the petitioner is that he fired shot,
which hit the left side jaw of the informant's son.

The learned counsel for the petitioner has submitted that
the injury report of P.M.C.H. has not been received and in the order
of the learned Sessions Judge also it has not been mentioned. The
injury report of Primary Health Centre shows that the son of the
informant has received lacerated wound over the left side below
infraorbital region size approx. 2 inch in length. He has submitted
further that the petitioner is a person of clean antecedent and is under



custody since 16.11.2022.

Considering the above-mentioned facts and circumstances, let the petitioner above-named be released on **provisional** bail on furnishing bail bonds of Rs.10,000/- (ten thousand rupees) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-III, Barh (Patna) in connection with Bakhtiyarpur P.S. Case No. 300 of 2022, subject to the following conditions:-

(i) **The learned court below shall pass a fresh order on merit after receipt of the injury report from P.M.C.H.**

(ii) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.

(iii) If the petitioner is found involved in future in the similar type of offence, the prosecution will have liberty to file an application before the court below for cancellation of the bail of the petitioner and the learned court below will take decision in accordance with law.

With the above observation/direction, this criminal miscellaneous petition is disposed of.

(Nawneet Kumar Pandey, J)

Mahesh/-

U		T	
---	--	---	--

