

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5550 of 2023

Arising Out of PS. Case No.-221 Year-2021 Thana- ARA NAGAR District- Bhojpur

CHHOTU MISHRA @ CHANDAN MISHRA Son of Jai Prakash Mishra
Resident of Mohalla - Anandnagar, P.S.- Ara Nagar, District - Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Singh
For the Opposite Party/s : Mr.Anil Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 10-04-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case
instituted for the offence under Sections
326, 307, 506 and 34 of the Indian Penal Code and Section 27
of the Arms Act.

As per prosecution case, due to quarrel with the son of
the informant, the co-accused persons came to the shop of the
informant and they fired upon the informant. It is further alleged
that the petitioner threatening the informant's brother on mobile.
The miscreants further fired thrice and fled away on motorcycle.
Thereafter, the informant became unconscious.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has



committed no offence. He submitted that there is general and omnibus allegation against the petitioner. He submitted that there is no specific overt act of firing upon the informant against this petitioner. He submitted that the other co-accused has already been granted bail by this Bench vide order dated 24.08.2022 passed in Cr. Misc. No. 10022 of 2022. He further submitted that the case of the petitioner stands on better footing. He is languishing in judicial custody since 24.12.2021.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Bhojpur at Ara in connection with Ara Nagar P.S. Case No. 221 of 2021.

(Sunil Kumar Panwar, J)

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