

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12604 of 2023

Arising Out of PS. Case No.-124 Year-2022 Thana- SHYAMPUR BHATHA District-
Sheohar

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VIRAJ MANDAL Son of Late Rupnarayan Mandal Resident of Village-
Rohua, P.S.- Shyampur Bhatha, District- Sheohar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Amrendra Kumar

For the Opposite Party/s : Mr.Pawan Kumar Chaurasia

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 25-04-2023 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 302 and 120B of the
Indian Penal Code and Section 27 of the Arms Act.

As per prosecution case, the petitioner and other co-
accused persons on two motorcycles opened fire and shot dead
the brother of the informant. The occurrence took place in the
background of land dispute with co-accused Vinay Kumar Singh
and it is alleged that he and other co-accused persons threatened



to kill the informant's brother.

It is submitted by learned counsel for the petitioner that petitioner has been falsely implicated in this case. He has committed no offence. There is no allegation of firing against the petitioner rather specific allegation of firing is against co-accused Nitish Kumar Singh @ Chhotu Singh and Amit Kumar Singh due to which the informant's brother died. There is no specific overt act against the petitioner. Only on the basis of suspicion, the petitioner has implicated in the present case. He further submitted that the other co-accused has already been granted bail by a Co-ordinate Bench vide order dated 03.04.2023 passed in Cr. Misc. No. 65723 of 2022. Petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 03.07.2022.

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



Sessions Judge, Sheohar/ concerned Court in connection with
Shyampur Bhatha P.S. Case No. 124 of 2022.

(Sunil Kumar Panwar, J)

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