

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10456 of 2023

Arising Out of PS. Case No.-61 Year-2022 Thana- NARAINPUR District- Bhojpur

AADAM MIYA @ AADAM MANSURI Son of Late Tejuddin Mian Resident
of Village- Khutahan, P.S.- Imadpur, District- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pankaj Kumar Sinha

For the Opposite Party/s : Mr.Aditya Narayan Singh.1

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 04-07-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in a case registered
for the offence punishable under sections 302, 307/34 of the
Indian Penal Code.

As per allegation in the FIR, informant along with
Ayush Raj Singh @ Sonu Kumar were going to villgae Agiyanw
with his motorcycle, on way, four miscreants including the
petitioner on two motorcycles came there and petitioner opened
fire which hit the right elbow of the informant and co-accused
Tiwari Yadav opened fire which hit Sonu Kumar as a result of
which he succumbed to gunshot injuries. It is further alleged
that 15 days prior to the alleged occurrence, petitioner
threatened the informant of dire consequences.



It is submitted by learned counsel for the petitioner that petitioner has been falsely implicated in this case. Specific allegation of shot fire upon the deceased is against co-accused Tiwari Yadav and not against the petitioner. Allegedly, petitioner opened fire, which hit the the right elbow of the informant, but the same is not a vital organ. Petitioner has got no criminal antecedent and he is languishing in judicial custody since 14.06.2022.

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 ADJ-13, Bhojpur (Ara) in connection with Narayanpur PS Case No. 61 of 2022.

(Sunil Kumar Panwar, J)

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