

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12630 of 2023

Arising Out of PS. Case No.-206 Year-2022 Thana- GHOSI District- Jehanabad

Shivam Kumar S/o Ravi Ranjan Kumar @ Ravi Ranjan Sharma R/o Village-
Garh Jalalpur, P.S.- Ghosi, Distt- Jehanabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sunil Kumar, Advocate

For the Opposite Party/s : Mr. Shyam Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 25-02-2023 Heard learned counsel appearing on behalf of the
petitioner and learned APP appearing on behalf of the State.

The petitioner seeks bail in connection with Ghosi
(Okari) P.S. Case No.206 of 2022 registered for the offence
under Sections 448, 341, 323, 325, 307, 354, 379, 504, 506 and
34 of the Indian Penal Code and Section 27 of the Arms Act.

The accused/petitioner is named in the F.I.R. and is in
custody since 24.06.2022.

The allegation against the petitioner is to open fire
upon informant and others, causing firearm injury to them,



where occurrence took place due to long standing land disputes between the parties.

Learned counsel appearing on behalf of the petitioner submitted that without having any intervening circumstance no firing was alleged to be repeated targetting, the injured, namely, Sunita Devi, suggesting thereof that petitioner was not under intention to cause death. It is submitted that the occurrence is appearing free fight in nature, where alleged firing was non-targetted and non-intentional. While concluding the argument, it is submitted that petitioner is a man of clean antecedent and moreover, investigation of this case has been completed, for which, charge-sheet has already been submitted, as such, there is no chance of tampering with the evidence.

Learned APP appearing on behalf of the State, while opposing the prayer for bail submitted that allegation of firing is specific against this petitioner.

In view of the facts and circumstances as mentioned above and as petitioner is in custody, since 24.06.2022 coupled with the fact that charge-sheet has already been submitted, let above named petitioner is directed to be released on bail in connection with Ghosi (Okari) P.S. Case No.206 of 2022 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with



two sureties of the like amount each to the satisfaction of Chief
Judicial Magistrate, Jehanabad/concerned court, subject to the
conditions as mentioned under Section 437(3) of the Cr.P.C.

(Chandra Shekhar Jha, J.)

S.Tripathi/-

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