

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11062 of 2023

Arising Out of PS. Case No.-429 Year-2019 Thana- BIDUPUR District- Vaishali

BALWANT KUMAR PASWAN @ BALBANT PASWAN @ BALLAM Son
of Hiralal Paswan Resident of Village- Khoksa Kalyan, P.S.- Desari, District-
Vaishali

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Abhishek Kumar

For the Opposite Party/s : Mr.Ganesh Prasad Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 11-07-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case
registered for the offence punishable under section 307 of the
Indian Penal Code and Section 27 of Arms Act.

According to FIR, the informant alleged that some
miscreants came there and made firing as a result of which he
sustained gun shot injury. Thereafter, this case has been lodged
against unknown.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. The
petitioner is not named in the FIR rather he has falsely been
implicated in this case. The name of the petitioner came into



light in this case on the basis of confessional statement of other co-accused namely, Satish Kumar before the police, which is inadmissible in the eye of law. During course of investigation, no any consistent material come on record which suggests the complicity of the petitioner. It is further submitted that the petitioner is languishing in judicial custody since 14.11.2022.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Biddupur P.S. Case No. 429 of 2019 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Vaishali at Hajipur.

(Sunil Kumar Panwar, J)

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