

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18554 of 2023

Arising Out of PS. Case No.-65 Year-2021 Thana- BUNIYAD GANJ District- Gaya

Chiku Pandit @ Chiku Kumar @ Vishal Kumar @ Vishal @ Chiku Pandey
Son Of Manoj Pandey @ Manoj Dubey R/V- Manpur Gandhi Nagar, P.S-
Muffasil Dist- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sharda Nand Mishra

For the Opposite Party/s : Mr.Dashrath Mehta

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 17-05-2023 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 sections 147, 148, 149, 341, 323, 386, 302, 379 of the Indian Penal Code and Section 27 of the Arms Act.

As per FIR, the allegation against the petitioner along with co-accused persons is that they fired upon the informant's brother and due to shot fired his brother died.

Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He has falsely been implicated in this case. There is no specific allegation of shot fire attributed against the petitioner rather general and omnibus allegation attributed against him. The



specific allegation of gun firing is against co-accused, namely, Durga. Similarly situated co-accused, namely, Kallu Paswan @ Teniya @ Kallu has already been granted bail by a coordinate Bench of this Court vide order dated 21.04.2023 passed in Cr. Misc. No. 73487 of 2022. It is further submitted that the petitioner is languishing in judicial custody since 20.01.2022.

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 Buniyadganj P.S. Case No. 65 of 2021 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned ACJM-VIII, Gaya.

(Sunil Kumar Panwar, J)

Manishkumar/-

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