

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.18020 of 2023**

Arising Out of PS. Case No.-204 Year-2022 Thana- RAFIGANJ District- Aurangabad

NITISH KUMAR Son of Rajendra Prasad Resident of village - Mamka  
Khaira (Sarim Khaira), P.S.- Aurangabad (Muffasil), District - Aurangabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Binod Kumar Pandey

For the Opposite Party/s : Mr.Satyendra Prasad

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR**  
**ORAL ORDER**

3      01-08-2023                      Heard learned counsel for the petitioner and learned  
APP for the State.

2. The petitioner has prayed for regular bail in a case  
instituted for the offence under Sections 307, 323/34 of the  
Indian Penal Code and Section 27 of the Arms Act.

3. The allegation against the petitioner along with  
others is of firing upon the informant, due to which he sustained  
injury on his thigh.

4. It is submitted by learned counsel for the petitioner  
that petitioner has been falsely implicated in this case. He has  
committed no offence. He submitted that there is no intention to  
kill the informant. The as alleged firing made by this petitioner  
upon the informant's thigh, which is not a vital part. As per  
Medical report, it appears that there is no any evidence of bone



fracture. He is languishing in judicial custody since 25.11.2022.

5. The application for bail is opposed by learned APP  
for the State.

6. Having heard learned counsel for the parties and  
considering the facts and circumstances of the case as well as  
period of custody, 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 Court below in connection with  
Rafiganj P.S. Case No. 204 of 2022.

**(Sunil Kumar Panwar, J)**

arish/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

