

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33899 of 2023

Arising Out of PS. Case No.-98 Year-2022 Thana- KHARIK District- Bhagalpur

Hiralal Kumar @ Raja @ Rajwa Son Of Devendra Prasad Singh Resident Of
Village- Murli, Ps- Gopalpur (RANGRA), Distt- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amrendra Kumar

For the Opposite Party/s : Mr.Dilip Kumar No. 1

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

4 19-09-2023 1. Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections 302, 307,
120B, 34, of the Indian Penal Code and Section 27 of the Arms
Act.

3. As per prosecution case, the allegation against the
accused persons is that they boarded on two motorcycles came
and fired upon father of the informant due to which he sustained
gunshot injury.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in this case due to high handedness of
the police officials. The petitioner is not named in the FIR and



no specific allegation of shot firing levelled against him. It is further submitted that except suspicion no consistent material has come out against the petitioner. Similarly situated co-accused persons have already been granted bail by a coordinate Bench of this Court vide order dated 16.12.2022 passed in Cr. Misc. No. 55790 of 2022. Moreover, he is languishing in judicial custody since 05.01.2023.

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

6. 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 Kharik P.S. Case No. 98 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned concerned Court.

(Sunil Kumar Panwar, J)

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