

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27087 of 2023

Arising Out of PS. Case No.-172 Year-2018 Thana- KHAIRA District- Saran

Ashok Jaiswal @ Asok Kumar Jaiswal Son of Gautam Jaiswal Residence of village - Khodaibagh, P.S. - Khaira, Distt. - Saran at Chapra

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shambhu Prasad Yadav

For the Opposite Party/s : Mr.Satyendra Prasad

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 07-07-2023 Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner apprehends his arrest in a case registered for the offences punishable under Section 302/34 of the Indian Penal Code and section 27 of the Arms Act.

It is alleged that due to prior land dispute between the parties, on the alleged date and time of occurrence, all the FIR named accused persons including petitioner armed with *Desi* Pistol came at the *Gumti* of informant and made indiscriminate firing upon the husband of informant, as a result of which he died.

It is submitted that petitioner has been falsely implicated in this case due to land dispute. Informant is not eye-witness and on suspicion, petitioner has been made accused in



this case. Allegation of firing is general. The police after investigation submitted final form against this petitioner, differing with the same the court below took cognizance against the petitioner. Petitioner has got clean antecedent.

Counsel for State opposed the prayer for bail.

Considering the facts aforesaid, the petitioner above-named, in the event of his arrest/surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate X, Saran in connection with Khaira P.S. Case No. 172 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

vinita/-

U		T	
---	--	---	--

