

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33830 of 2023

Arising Out of PS. Case No.-104 Year-2023 Thana- RAJPUR District- Buxar

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Satish Kumar @ Satish Yadav @ Chhatish Yadav S/O Ravindra Singh R/O
Vill-Narayanpur, P.S.-Buxar Muffasil, District-Buxar

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr Krishna Pd.Singh, Senior Advocate
Mr.SK Tiwari, Advocate

For the Opposite Party/s : Mr.Shyam Kumar Singh, Addl Public Prosecutor
Mr. S.Mukhia, Advocate

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 26-07-2023 Heard learned counsel for the petitioner, the State and
the informant.

2. The petitioner apprehends arrest in a case registered
for the offence punishable under sections 307/302 of the Indian
Penal Code and section 27 of the Arms Act.

3. As per the prosecution case, several persons were
making celebratory firing in a musical programme in which one
of the shots hit brother of informant who succumbed to the
injury.

4. Learned counsel appearing for the petitioner
submits that the FIR is against unknown. Petitioner's name has
come in the case during investigation on the basis of a video
footage stored in a Pen drive in which petitioner was also seen



making firing in the musical party. It is argued that in the party several persons were making firing and in such a situation, it is highly improbable to say that firing made by the petitioner hit the deceased. Petitioner claims clean antecedent.

5. Learned counsel for the State as well as the informant oppose the prayer for bail.

6. Considering the aforesaid facts of the case, prayer for bail of the petitioner is allowed. In the event of arrest/surrender within six weeks from today, let the petitioner, mentioned above, 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 Chief Judicial Magistrate, Buxar in Rajpur Police Station Case No. 104 of 2023, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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