

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.36816 of 2023**

Arising Out of PS. Case No.-243 Year-2023 Thana- MUZAFFARPUR SADAR District-  
Muzaffarpur

Nikhil Kumar Son Of Baliram Das Resident Of Village- Khabra, Gumti No.  
06, Ps- Sadar, Distt- Muzaffapur

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

**Appearance :**

For the Petitioner/s : Mr. Mazharul Hassan

For the Opposite Party/s : Mr. Arun Kumar Singh

**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN**  
**ORAL ORDER**

2      07-08-2023                      Heard learned counsel for the petitioner and learned  
APP for the State.

2. The petitioner is apprehending his arrest in a case registered for the offences punishable under Sections 342, 504, 506 and 307/34 of the Indian Penal Code and Section 27 of the Arms Act pending in the learned court below.

3. As per the prosecution case, when the informant was talking about holi festival in the meantime, all the accused persons including the petitioner having arms came and started abusing. On restrained by the informant, petitioner fired upon him but he could manage to escape. When the nearby people came, accused persons started to flee due to which accused Ankit Kumar made injured.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. He further submits that no person was injured in the present case and



there is specific allegation against the petitioner to fire upon the informant but there is no injury on any body part of the informant. He submits that there is no any article or cartridges has been recovered from the conscious possession of the petitioner. He further submits that petitioner has got no criminal antecedent as stated in para-3 of the bail application.

5. Learned APP for the State opposes for prayer for bail.

6. Considering the aforesaid facts and circumstances, let the petitioner, named above, in the event of his arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail, on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount to the satisfaction of the learned Court below, where the case is pending/Successor court, in connection with Sadar P.S. Case No.243 of 2023, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

**(Anjani Kumar Sharan, J)**

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