

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41926 of 2023

Arising Out of PS. Case No.-350 Year-2020 Thana- GOGRI District- Khagaria

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AJAY YADAV S/O LATE CHHOTELAL YADAV R/O Village-
Goraiyabathan, PS. Gori, Dist. Khagaria, (Bihar)

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bishweshwar Ram

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

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 28-08-2023 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 504, 506, 307/34 of the
Indian Penal Code and Section 27 of the Arms Act.

3. The allegation against the petitioner along with
others is of opening fire in the air, thereafter fled away.

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 no person sustained
gun shot injury in the alleged occurrence, therefore, no case u/s
307 of the IPC is made out against the petitioner. On the basis of
suspicion and due to his criminal antecedents, petitioner has
been implicated in the present case. No incriminating article has



been recovered from the conscious possession of the petitioner.
He is languishing in judicial custody since 13.07.2022.

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 **after framing of charge, if not framed**. 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 Gogri P.S. Case No. 350 of
2020.

(Sunil Kumar Panwar, J)

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