

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No 40994 of 2023**

Arising Out of PS. Case No.-84 Year-2023 Thana- DELHA District- Gaya

SHIV SHANKAR ROY @ CHUNNU @ SHIVSHANKAR RAY Son of Late
Sita Ram Yadav Resident of village-Badaki, Delha Kalyanpur, P.S.-Delha,
District-Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr Jay Ram Prasad, Advocate

For the Opposite Party/s : Mr Brajendra Nath Pandey, APP

CORAM: HONOURABLE MR JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 19-07-2023 Heard learned counsel for the petitioner and the
learned APP.

2 The petitioner has preferred this application for
grant of regular bail in connection with Delha PS Case No 84 of
2023 dated 27.02.2023 registered for the offence punishable
under Sections 307/34 of the IPC and Section 27 of the Arms
Act.

3 As per the prosecution case, the petitioner and the
other co-accused persons intercepted the informant's motorcycle
and the co-accused Lacho Devi exhorted to kill, the co-accused
Monu Bhagat fired which hit the chest of the informant.

4 Learned counsel for the petitioner has submitted that
the petitioner is innocent and has falsely been implicated in this



case. The petitioner has one antecedent, as stated in paragraph 3 of the bail petition in which he is on bail. It is further submitted that there is general and omnibus allegation against the petitioner. The specific allegation of firing is against the co-accused Monu Bhagat. The petitioner is in custody in this case since 28.02.2023.

5 Learned APP has vehemently opposed the bail petition of the petitioner.

6 Considering the aforesaid facts and circumstances of the case, the period of custody as well as the nature of allegation against the petitioner, the petitioner above named is directed to be released on bail on his furnishing bonds of Rs 20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of Judicial Magistrate, 01st Class, Gaya in Delha PS Case No 84 of 2023 dated 27.02.2023.

7 This application stands allowed.

(Chandra Prakash Singh, J)

M.E.H./-

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