

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41339 of 2022

Arising Out of PS. Case No.-504 Year-2021 Thana- PARBATTa District- Khagaria

SONU KUMAR S/o Chandradev Yadav Resident of Village- Baisa, P.S.-
Parbatta (Maraiya), District- Khagaria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Viveka Nandsingh

For the Opposite Party/s : Mr. J.N. Thakur, APP

CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR PANDEY
ORAL ORDER

6 20-04-2023 Heard learned counsel for the petitioner as well as

learned APP for the State and also heard the learned counsel for

the informant.

In this case, the petitioner is seeking regular bail in
connection with Parbatta (Maraiya) P.S. Case No. 504 of 2021,
registered for the offences punishable under Sections 307/34 of
the Indian Penal Code and Section 27 of the Arms Act.

As per allegation, five named accused persons
including the petitioner came to the tea stall where the informant
Yashwant Kumar was taking tea and the petitioner, Sonu Kumar
fired shot which hit at the chest of the informant and he became
seriously injured.

The learned counsel for the petitioner has submitted
that he is innocent and has falsely been implicated. There was
some dispute between the informant and the petitioner for



transaction of money and the petitioner is under custody since 26.02.2022.

On the other hand, the learned APP as well as the learned counsel for the informant have opposed the prayer for bail and submitted that there is allegation against the petitioner that he fired shot at the chest of the informant. The injuries are grievous in nature.

A report was called for from the court below about stage of trial, which shows that the case has not been committed to the court of Sessions up till now, and the record is pending for appearance of two accused persons.

The learned court below is directed to split-up the record of the petitioner and take every endeavour to commit it to the court of Sessions. If the trial is not concluded within a period of 6 months, the petitioner will be at liberty to renew his prayer for bail in the learned court below itself.

With these observations, the bail petition is disposed of.

(Nawneet Kumar Pandey, J)

Sudha/Sonali

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