

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47109 of 2023

Arising Out of PS. Case No.-480 Year-2022 Thana- MADHEPURA District- Madhepura

MD. UMAR @ MD. UMAR ALI Son of Late Atabul Mian Resident of
village - Sahugarh, Diwani Tola, P.S. and Dist.- Madhepura.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Binod Kumar Sinha

For the Opposite Party/s : Mr.Md. Fahimuddin

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

- 2 03-08-2023
1. Learned counsel for the petitioner is permitted to remove defect (s), as pointed out by the office, if any, within a period of four weeks on resumption of physical mode.
 2. Heard learned counsel for the petitioner and learned A.P.P. for the State.
 3. The petitioner has preferred this application for grant of regular bail in connection with Madhepura P.S. Case No. 480 of 2022 dated 24.5.2022 registered for the offence punishable u/s 341, 323, 307, 504, 506, 354B read with section 34 of the Indian Penal Code and 27 of the Arms Act.
 4. As per the prosecution case, the co-accused, Piyush Sharma along with two unknown miscreants fired on the



informant's husband and further the accused persons assaulted the son of the informant with the butt of pistol causing head injury to the son of the informant.

5. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. There is general and omnibus allegation against the petitioner. Nothing incriminating material has been recovered from the conscious possession of the petitioner. The petitioner is not named in the FIR. The name of the petitioner was stated by the informant's husband. There is no eye-witness to the occurrence. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 23.3.2023.

6. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

7. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Madhepura in connection with Madhepura P.S. Case No. 480 of 2022.



8. The application stands allowed.

(Chandra Prakash Singh, J)

Ajay Singh/-

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