

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48343 of 2022

Arising Out of PS. Case No.-137 Year-2022 Thana- CHHATAUNI District- East Champaran

VISHAL SINGH RAJPUT @ VISHAL KUMAR SINGH S/O ASHOK
KUMAR SINGH Resident of village- Bariyarpur, P.S.- Chhatauni, District-
East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anuj Kumar, Adv.

For the Opposite Party/s : Mr.Aditya Narayan Singh.1, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 16-01-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in a case registered
for the offence punishable u/s 302, 120B, 379 and 34 of the IPC
and section 27 of the Arms Act.

Allegedly, it is said that son of informant has been shot
dead by F.I.R. named accused persons including the petitioner.

It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has committed no offence. He
has been falsely implicated in this case due to grudge. No such
occurrence, in the manner as alleged, has ever taken place. The
allegation leveled against the petitioner is not specific rather
general and omnibus in nature. It is submitted that there is no
eye-witness to the alleged occurrence and only on the basis of



suspicion, petitioner has been dragged in this case. In the entire case-diary, there is no cogent material against the petitioner. Petitioner was only a friend of the deceased. Later on, mother of the deceased (informant) filed an affidavit stating therein that the petitioner and other accused persons named in the F.I.R. are not involved in the said occurrence. She took name of other two accused persons, which also came in the proceeding of Juvenile Trial Case No.1256/22. Petitioner is a student and has no criminal antecedent.

Learned APP for the State opposed the prayer for bail.

Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/Successor Court in connection with Chhatauni P.S. Case No.137 of 2022, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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