

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48866 of 2023**

Arising Out of PS. Case No.-438 Year-2022 Thana- BARAUNI District- Begusarai

Keshav Kumar @ Naga @ Keshav Kumar Naga Son Of Ram Vinay Singh @
Vinay Singh @ Binay Singh Resident Of Village- Bihat, Tola-Khem
Karanpur, Ps- Barauni, Dist- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Hare Krishna Prasad, Advocate

For the Opposite Party/s : Mr. Raj Ballabh Singh, APP

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

ORAL ORDER

2 17-08-2023 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 Barauni (Chakiya O.P)
P.S Case No. 438 of 2022 dated 14.09.2022 registered for the
offences punishable under Sections 120B and 307 read with 34
of the Indian Penal Code and Sections 25(1-B)a, 26, 27 and 35
of the Arms Act.

4. As per the prosecution case, two unknown
miscreants boarded on a motorcycle fired indiscriminately on



public due to which the informant sustained injury on his knee of right leg.

5. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner is not named in the F.I.R. The name of the petitioner has sprung up in the confessional statement of the co-accused, Yuvraj Kumar. The other co-accused person has already been granted bail by this Court *vide* order dated 22.05.2023 passed in Cr. Misc. No. 21333 of 2023. The injury sustained is on non-vital part of the body. The petitioner is accused in seven other criminal cases as stated in para 3 of the bail petition. The petitioner is in custody since 17.09.2022

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, Begusarai in connection with Barauni (Chakiya O.P) P.S Case No. 438 of 2022, with the condition :-

(i). The petitioner is directed to remain physically



present before the learned Court below on each and every date,
failing which on two consecutive dates without reasonable
cause, the bail bonds of the petitioner is liable to be cancelled.

8. The application stands allowed.

(Chandra Prakash Singh, J)

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