

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48789 of 2023

Arising Out of PS. Case No.-240 Year-2022 Thana- BACHHWARA District- Begusarai

RISHU KUMAR Son of Amit Kumar Singh @ Amit Kumar Ray Resident of
village - Narepur Dharampur, P.S. - Bachhwara, distt. - Begusarai

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajesh Kumar

For the Opposite Party/s : Mr.Bharat Bhushan

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 12-09-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 307, 120B/34 of the
Indian Penal Code and Section 27 of the Arms Act.

3. As per FIR, two unknown persons fired upon the
informant, due to which he sustained injury.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case due to old
dispute. He has committed no offence. Petitioner is not named
in the FIR and the same has been lodged against unknown
person. There is no specific overt act of firing against the
petitioner. The name of the petitioner has come into light on the
basis of his self confession before the police, which has got no



evidentiary value in the eyes of law. Except suspicion, there is no consistent evidence has come against the petitioner. Petitioner has remanded in this on 25.03.2023 and since then he is languishing in judicial custody.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Court below in connection with Bachhwara P.S. Case No. 240 of 2022.

(Sunil Kumar Panwar, J)

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