

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54559 of 2023

Arising Out of PS. Case No.-5 Year-2023 Thana- SANDESH District- Bhojpur

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1. YUGAL KISHOR S/O KAUSHAL KISHOR SINGH R/O VILLAGE-BARA, P.S- SANDESH, DISTT.- BHOJPUR AT ARA.
 2. SRIMAN NARAYAN SINGH S/O LATE BABAN SINGH R/O VILLAGE-BARA, P.S- SANDESH, DISTT.- BHOJPUR AT ARA.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Shashank Shekhar, Adv.
For the Opposite Party/s	:	Mr.Shailendra Kumar Singh, APP
For the Informant	:	Mr.Shiv Prasad Gupta, Adv.

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 12-12-2023 Heard learned counsel for the petitioners, learned counsel for the informant and learned APP for the State.

2. Petitioners apprehend their arrest in a case registered for the offence u/s 307, 504 and 34 of IPC and 27 of the Arms Act.

3. Allegedly, all the accused persons including the petitioners came at the door of the informant and opened fire, which shot hit the left leg of the informant's son.

4. It is submitted by learned counsel for the petitioners that petitioners are quite innocent and have committed no offence. They have been falsely implicated in this case due to ulterior motive. Allegation against the petitioners is that they fired upon the injured person but the injury report of the injured shows that



only one fire arm injury was found. It is further submitted that bail application of one of the co-accused Dhananjay Kumar Singh @ Dhananjay Kumar has already been rejected by this Court vide order dated 19.10.2023 in Cr. Misc. No.39283 of 2023, who was also said to have fired upon the injured. Petitioners have no criminal antecedent.

5. Learned APP for the State as well as learned counsel for the informant opposed the prayer for bail by submitting that there is allegation that all the accused fired upon the injured.

6. Having regard to the facts and circumstances of the case, since only one fire arm injury was found on the body of the injured, let the above named petitioners, be released on bail, in the event of their 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) each 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 Sandesh P.S. Case No.05 of 2023, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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