

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57772 of 2022

Arising Out of PS. Case No.-560 Year-2019 Thana- KESARIA District- East Champaran

Rinku Gupta Son Of Umashankar Sah @ Uma Shankar Gupta Resident Of
Mohalla- Sadar Hospital, Campus Belisarai, P.S- Town Motihari, District-
East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Abhishek Kumar

For the Opposite Party/s : Mr.Uday Chand Prasad

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 24-03-2023 Heard learned counsel for the petitioner and

learned A.P.P appearing on behalf of the State.

The petitioner is languishing in custody in a
case registered for the offences punishable under
Sections 326, 307/34 of the Indian Penal Code and
Section 27 of the Arms Act.

It is a case of commission of opening fire upon
the informant by two unknown criminals due to which,
the informant sustained gunshot injuries.

It is submitted by learned counsel for the
petitioner that petitioner is innocent and he has falsely
been implicated in this case. The petitioner is not named



in the F.I.R and his name transpired on the basis of confessional statement of co-accused Kumod Tiwari. Moreover, co-accused Kumod Tiwari has been granted bail by a coordinate Bench of this Court vide order dated 17.11.2021 passed in Cr. Misc. No. 64161 of 2021. The petitioner is languishing in custody since 22.06.2022.

Learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner.

Considering the facts aforesaid and the period under custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-III, Motihari, East Champaran in connection with Kesariya P.S. Case No. 560 of 2019.

(Sunil Kumar Panwar, J)

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