

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59754 of 2023

Arising Out of PS. Case No.-8 Year-2022 Thana- BAKHTIYARPUR District- Patna

Bablu Kumar @ Baljit Yadav S/O Narayan Kumar @ Narayan Yadav R/O
Village- Jorapur, Ps. Harnaut, Dist. Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Javed Aslam

For the Opposite Party/s : Mr.Tarun Prasad Mandal

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 08-09-2023 Heard learned counsel for the petitioner and
learned APP for the State.

The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 147, 148, 149, 341, 323, 307, 379, 380, 387, 504 of the Indian Penal Code and Section 27 of the Arms Act.

As per prosecution case, the allegation against the coo-accused persons is that they armed with various weapons came at the tea shop of the informant and demanded ransom money Rs. 5 lakh and when the informant refused to do so then all accused persons fired upon him due to which he sustained gunshot injury on his chest. It is further alleged that they also snatched his golden



chain and took away cash from his counter.

Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He has falsely been implicated in this case merely on the basis of confessional statement of co-accused. Neither the petitioner is named in the FIR nor he has any concern with the alleged occurrence. There is no specific allegation of firing levelled against the petitioner and except confession and suspicion no consistent material has come against him. It is further submitted that nothing incriminating article has been recovered from his conscious possession. Similarly situated co-accused has already been granted bail by a coordinate Bench of this Court vide order dated 29.08.2022 passed in Cr. Misc. No. 15450 of 2022. Moreover, the petitioner is languishing in judicial custody since 10.08.2022.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is



directed to be released on bail in connection with
Bakhtiyarpur P.S. Case No. 08 of 2022 on furnishing bail
bond of Rs.10,000/- (ten thousand) with two sureties of the
like amount each to the satisfaction of learned concerned
Court.

(Sunil Kumar Panwar, J)

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