

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63387 of 2023

Arising Out of PS. Case No.-330 Year-2022 Thana- BEGUSARAI MUFFASIL District-
Begusarai

MD. MANSOOR @ BABLU Son Of Md. Ahmad @ Ahmad Resident Of
Village - Mubarakur, Saunkh, P.S. - Muffasil, District - Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anshu Dhar Sharma, Adv.

For the Opposite Party/s : Ms. Renu Kumari, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 22-09-2023

1. Heard learned counsel for the petitioner and

learned APP for the State.

2. Petitioner seeks regular bail in connection with

Mufassil P.S. Case No. 330 of 2022, dated 25.06.2022 registered

for the offence(s) punishable under Section(s) 341 and 307/34 of

the Indian Penal Code and Section 27 of the Arms Act.

3. This is second attempt of the petitioner for the

relief of regular bail after his earlier prayer was rejected by this

Bench vide order dated 06.04.2023 passed in Cr. Misc. No.

63576 of 2022 preferred by this petitioner.

4. The main submissions advanced by learned counsel

appearing for the petitioner are that the petitioner had no

connection to the cause of the alleged occurrence as according

to the last portion of the FIR, co-accused Md. Ashraf and Md.



Shahabuddin are alleged to be involved in the earlier occurrence which was allegedly committed with the victim, so there was no reason for the petitioner to be involved in the commission of the alleged occurrence and he has been languishing in jail since 26.06.2022 having fair and clean antecedent and in actual, at the time of commission of the alleged occurrence, he was residing outside the country and working in Kuwait for his livelihood. Further submission is that the informant has filed the present case with an intention to extort money from the petitioner.

5. Learned APP appearing for the State has opposed the prayer for bail of the petitioner.

6. Considering the nature of allegation which relates to causing firearm injury to the victim and petitioner's active role has been revealed by the victim in the FIR and the victim sustained firearm injuries in commission of the alleged occurrence, in my opinion, petitioner does not deserve to the privilege of bail. Accordingly, petitioner's prayer for bail again stands rejected.

(Shailendra Singh, J.)

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