

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62552 of 2022

Arising Out of PS. Case No.-104 Year-2022 Thana- BASOPATTI District- Madhubani

HARISH CHAND CHOUDHARY S/O Late Sri Narayan Choudhary R/O
Village- Siriyapur, P.S- Basopatti, District- Madhubani Petitioner/s
Versus

THE STATE OF BIHAR Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ramakant Sharma, Sr. Adv.
Mr. Shekhar Kumar Singh
For the Opposite Party/s : Mr. Ram Naresh Ray

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 17-03-2023 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

The petitioner has prayed for bail in a case registered
for the offence punishable under sections 307, 324, 506/34 of
the Indian Penal Code and section 27 of the Arms Act.

As per allegation in the FIR, on 16.05.2022 while the
informant was at his home, after hearing the noise of firing, he
came out along with his neighbours and saw that his son and
some other persons are coming towards the house from the
orchard raising alarm and 13 accused person including the
petitioner are firing on them. In the alleged incident of
indiscriminate firing, four persons have received gun shot
injuries.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. There is



case and counter case. Members of both parties have received injuries in the alleged incident. General and omnibus allegations have been levelled against the petitioner. Similarly situated three other accused persons have already been enlarged on bail by another coordinate Bench of this Court vide order dated 06.01.2023 passed in Cr. Misc. No. 58358 of 2022. Petitioner has no criminal antecedent and languishing in judicial custody since 30.05.2022.

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

Having heard learned counsel for the parties and considering the facts and circumstances of the case, 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 Judicial Magistrate 1st Class, Madhubani in connection with Basopatti P.S. Case No. 104 of 2022.

(Sunil Kumar Panwar, J)

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