

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65371 of 2023

Arising Out of PS. Case No.-125 Year-2023 Thana- RUPAULI District- Purnia

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GABNA @ VINAY KUMAR JAISWAL @ VINAY KUMAR BHAGAT Son
of Late Suresh Bhagat @ Suresh Jaiswal R/o vill - Jangal tola, P.S. - Rupauli
(Mohanpur O.P.), Distt. - Purnea

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Raj Kumar

For the Opposite Party/s : Mr.Arvind Kumar Pandey (App.84)

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 13-10-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 302, 386, 120B of the
Indian Penal Code and Section 27 of the Arms Act.

3. The allegation against the petitioner along with
others is of brutally assaulting and firing upon the brother of the
informant leading to his death.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. There is general and omnibus allegation
against the petitioner and no specific overt act against the
petitioner. He further submitted that the specific allegation of



firing to the brother of the informant is against co-accused Naval Yadav due to which he succumbed to injury. Petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 24.06.2023.

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

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, 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 C.J.M., Purnia in connection with Rupauli P.S. Case No. 125 of 2023.

(Sunil Kumar Panwar, J)

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