

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75318 of 2023

Arising Out of PS. Case No.-236 Year-2022 Thana- SAMASTIPUR District- Samastipur

Deepak Kumar S/O Asheshwar Rai Village- Bindgama, Jalalpur, Ps.
Mohanpur (OP), Dist. Samastipur, Presently Residing At Mohalla- Kashipur,
Ward No. 34, Ps. Town, Dist. Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dhirendra Kumar

For the Opposite Party/s : Mr.Kanhaiya Kishore (App 100)

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 29-11-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has filed the instant application
for grant of regular bail in a case registered for the
offences punishable under Sections 394 of the Indian
Penal Code.

The prosecution case in nutshell is that two
miscreants came near the informant and opened fire.
They ask the informant to hand over the bag containing
cash of Rs. 1,25,000/-. It is further alleged that after
taking the bag, miscreants fled away by opening fire.



Due to firing, informant sustained injuries.

It is submitted by learned counsel for the petitioner that the petitioner is innocent and he has falsely been implicated in the present case. Neither the petitioner is named in F.I.R. nor he has been put on T.I.P. Nothing incriminating has been recovered from his possession. The name of petitioner sprang up in this case on confessional statement of co-accused Md. Dulare in another case. Moreover, the petitioner is languishing in judicial custody since 19.06.2023.

Learned APP appearing for the State has vehemently opposed the prayer for Bail.

Having heard learned counsel for the parties and taking into consideration 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 in connection with Samastipur Town P.S. Case No. 236 of 2022 on furnishing bail bond of Rs. 10,000/-



(Rupees ten thousand) with two sureties of the like
amount each to the satisfaction of the learned Chief
Judicial Magistrate, Samastipur.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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