

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73972 of 2023

Arising Out of PS. Case No.-548 Year-2023 Thana- GAYA MUFASIL District- Gaya

Abhishek Kumar @ Abhishek Yadav S/O- Vijay Yadav R/O- Village-
Salempur, P.S.- Muffasil, Dist.- Gaya

... .. Petitioner/s

Versus

The State Of Bihar Bihar, Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Soni Kumari, Advocate

For the Opposite Party/s : Mr. Anant Kumar 1, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 06-12-2023 Learned counsel for the petitioner is permitted to
remove the defect(s), as pointed out by the office, if any, within
a period of three weeks from today.

2. Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

3. The petitioner is apprehending his arrest in a case in
connection with Gaya Muffasil P.S. Case No. 548 of 2023 dated
18.05.2023 registered for the offence/s punishable u/ss 341, 323,
324, 307, 427 and 504 read with section 34 of the Indian Penal
Code and 27 of the Arms Act.

4. As per the prosecution case, the petitioner and the
co-accused persons along with 4-5 unknown miscreants armed
with Deshi Katta came and fired on the birthday party due to



that one Bittu Kumar, Ritu Devi and some other villagers sustained injuries. Thereafter, the informant and other family members rushed inside the house then all the accused persons destroyed the food items, utensils etc.

5. Learned counsel for the petitioner has submitted that the petitioner has falsely been implicated in this case. There is general and omnibus allegation against the petitioner. Learned counsel has further submitted that a joint compromise petition has already been filed before the learned court below. Learned counsel has further submitted that the injuries are simple in nature whereas one Ritu Gupta has sustained grievous injury. The petitioner has no criminal antecedent as stated at para 3 of the bail petition.

6. Learned A.P.P. for the State has vehemently opposed the anticipatory bail petition of the petitioner.

7. Considering the aforesaid facts and circumstances of the case as well as the allegation being general and omnibus, let the above named petitioner, in the event of his arrest/surrender within a period of six weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 20,000/- (Rupees twenty thousand) with two sureties of the like amount each to the satisfaction of the learned court concerned, Gaya in



connection with Gaya Muffasil P.S. Case No. 548 of 2023,
subject to conditions as laid down under section 438(2) of the
Code of Criminal Procedure.

8. The application stands allowed.

(Chandra Prakash Singh, J)

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