

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.80761 of 2023**

Arising Out of PS. Case No.-280 Year-2022 Thana- PIRO District- Bhojpur

Vikash Pandit @ Vikash Kumar Son Of Dilip Pandit Resident Of Village-  
Dharupur, Police Station- Bikramganj, District- Rohtas At Sasaram

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Raghunandan Kumar Singh, Advocate

For the State : Ms. Dr. Indihar Kumari, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH  
MISHRA**

ORAL ORDER

2      21-12-2023              Heard learned counsel for the petitioner and learned APP  
for the State.

2.      The petitioner seeks bail in connection with Piro  
P.S. Case No. 280 of 2022 instituted for the offence under  
Sections 302/34,120(B) of the Indian Penal Code.

3.      As per prosecution case, on 31-05-2022, while the  
informant along with his uncle 'Birendra Singh' and others were  
engaged in spreading soil, it is alleged that all the accused  
persons came there and made indiscriminate firing, as a result of  
which, uncle of informant, namely, Birendra Singh received gun  
shot injury and died, during course of treatment.

4.      It has been submitted on behalf of the petitioner



that the petitioner is in custody since 17-05-2023. Petitioner bears four criminal antecedents, as per disclosure made in paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. Petitioner is not named in the FIR, and name of the petitioner has been surfaced in this case due to confessional statement of co-accused, namely, Vikash Kumar Sah @ Rattan Sah, who has been granted bail by this Court vide order dated 28-04-2023 passed in Cr. Misc. No. 72386 of 2022. Other co-accused have also been granted bail by Co-ordinate Bench of this Court passed in Cr. Misc. No. 48262 of 2022, and Cr. Misc. No. 61809 of 2022.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner and claim based on parity, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Piro P.S.



Case No. 280 of 2022.

**(Rudra Prakash Mishra, J)**

Raj Kishore/-

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