

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2506 of 2023

Arising Out of PS. Case No.-354 Year-2022 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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Vikash Kumar @ Vikash Sah Son Of Walogoswami Resident Of Village -
Nagdah, P.S.- Mufassil, District - Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Manoj Kumar

For the Opposite Party/s : Mr.Mithlesh Kumar Khare

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 28-06-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has prayed for regular bail in a

case registered for the offence punishable under sections

307/34 of the Indian Penal Code and Section 27 of the

Arms Act later on Section 302 was also added.

As per FIR, the allegation against the F.I.R

accused persons including the petitioner is that they

armed with various weapons came and started

indiscriminate firing on the chest of the informant's

father, due to which his father sustained injury and later



on he died during course of the treatment.

Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He has falsely been implicated in this case merely on the basis of confessional statement of co-accused, namely, Upendra Sah. Neither the petitioner is named in the FIR nor any specific over-act has been attributed against him. He has got no criminal antecedent. Similarly situated co-accused has already been granted bail by this Court vide order dated 20.04.2023 passed in Cr. Misc. No. 73014 of 2022. It is further submitted that the petitioner is languishing in judicial custody since 01.08.2022.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named



petitioner is directed to be released on bail in connection with Muffasil (Singhaul) P.S. Case No. 354 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Begusarai.

(Sunil Kumar Panwar, J)

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