

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81544 of 2023

Arising Out of PS. Case No.-478 Year-2022 Thana- WAJIRGANJ District- Gaya

Mohammad Khan @ Mohammad Raza Son Of Md. Shahab Uddin R/O
Village- Baluahi, P.S.- Wazirganj, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Avinava Kumar

For the Opposite Party/s : Mr.Sanjay Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 20-12-2023 Heard learned counsel for the petitioner and

learned A.P.P appearing on behalf of the State.

The petitioner is languishing in custody in a
case registered for the offences punishable under
Sections 341, 326, 307/34 of the Indian Penal Code.

The prosecution case as per F.I.R is that all the
F.I.R named accused persons including the petitioner
surrounded the informant and his brother and this
petitioner shot fire at the informant which hit on his
shoulder. The accused persons also shot fire at the
brother of the informant but he somehow managed to
save himself. They also took away cash of Rs. 40,000/-



from his packet.

It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in this case. For the alleged occurrence of 21.08.2022, the F.I.R was registered on 30.08.2022 without explaining the delay. The doctor who examined the informant has found one lacerated wound on the right shoulder and opinion was reserved, which simply suggests that injuries are simple in nature. The petitioner is languishing in custody since 14.08.2023. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

In contra, learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner.

Considering the facts aforesaid and the period under custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousands) with two sureties of the like amount



each to the satisfaction of learned Additional Chief
Judicial Magistrate, 1st, Gaya in connection with
Wazirganj P.S. Case No. 478 of 2022.

(Sunil Kumar Panwar, J)

Shageer/-

U		T	
---	--	---	--

