

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4818 of 2024

Arising Out of PS. Case No.-411 Year-2021 Thana- BEGUSARAI TOWN District- Begusarai

Raj Kumar Son of Ratan Singh @ Ram Ratan Rai Resident of village -
Matihani, Ward No.- 04, P.S.- Matihani, District - Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sandip Kumar Gautam, Advocate

For the Opposite Party/s : Md. Mushtaque Alam, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 07-02-2024 1. Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner has preferred this application for
grant of regular bail in connection with Begusarai Town P.S.
Case no. 411 of 2021 registered under sections 302, 307, 341,
504, 506, 120B and 34 of the Indian Penal Code and section 27
of the Arms Act.

3. As per the prosecution case, Vivek Kumar, Jayant
Kumar, Aniket @ Bittu and 4-5 unknown accused persons are
said to have resorted to indiscriminate firing. While Aniket @
Bittu is said to have fired upon the informant, Vivek Kumar is
said to have fired upon Ankit Kumar, and Jayant Kumar is said
to have fired upon Raja kumar. The injured were taken to the
hospital where Ankit Kumar died as a result of the injuries.

4. Learned counsel for the petitioner submits that the



petitioner is not named in the F.I.R while the specific allegations of firing is on the three named accused persons. Referring to the order of the learned trial Court it is submitted that the name of the petitioner transpired in the confessional statement of co-accused Vivek Kumar. Other co-accused whose name also transpired in the confessional statement of Vivek Kumar have been enlarged on bail vide different orders which are Annexure-2 series to this petition. The petitioner is in custody since 22.9.2023 and charge-sheet has been submitted in the case.

5 The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and taking into consideration the allegations in the F.I.R wherein the petitioner is not named, there is specific allegation of firing upon Vivek kumar, Jayant Kumar and Aniket Kumar @ Bittu and not the petitioner herein, grant of bail to similarly situated co-accused vide different orders brought on record as Annexure-2 series, the petitioner being in custody since 22.9.2023 and charge-sheet having been submitted in the case, the petitioner is directed to be enlarged on bail in connection with Begusarai Town P.S. Case no. 411 of 2021, 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, Begusarai.

(Partha Sarthy, J)

Harsh/-

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