

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7855 of 2024

Arising Out of PS. Case No.-397 Year-2022 Thana- BARARI District- Katihar

Sashi Bhushan Ray @ Sashi Ray @ Sashi Roy Son of Subh Narayan Rai
Resident of Village-Mohnadih, P.S.-Barari, District-Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

with
CRIMINAL MISCELLANEOUS No. 7857 of 2024

Arising Out of PS. Case No.-397 Year-2022 Thana- BARARI District- Katihar

Chhotu Ray @ Chhotu Roy Son Of Subh Narayan Rai Resident Of Village-
Mohnadih, P.S.-Barari, District-Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

with
CRIMINAL MISCELLANEOUS No. 7894 of 2024

Arising Out of PS. Case No.-397 Year-2022 Thana- BARARI District- Katihar

Anil Kumar Pandey @ Anil Pandey S/O Late Karamchari Pandey @ Shiv
Prasad Pandey @ Ram Prasad Pandey Village- Mohana Chandpur, PS. Barari,
Dist. Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :
(In CRIMINAL MISCELLANEOUS No. 7855 of 2024)
For the Petitioner/s : Mr.Shivendra Prasad
For the Opposite Party/s : Mr.Tarun Prasad Mandal
(In CRIMINAL MISCELLANEOUS No. 7857 of 2024)
For the Petitioner/s : Mr.Shivendra Prasad
For the Opposite Party/s : Mr.Dr.Mrityunjaya Kr.Gautam
(In CRIMINAL MISCELLANEOUS No. 7894 of 2024)
For the Petitioner/s : Ms.Vaishnavi Singh
For the Opposite Party/s : Ms.Nirmala Kumari

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER



2 20-02-2024 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners have prayed for bail in a case registered for the offence punishable under Sections 147, 148, 149, 341, 386, 302, 120B of the Indian Penal Code and Section 27 of the Arms Act.

3. Allegation against co-accused persons is that they opened fire upon the informant's son due to which he died. Allegation against these petitioners is that they also involved in the said offence.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have committed no offence. They have falsely been implicated in this case. The petitioners are not named in FIR rather their name came during the course of investigation. No any specific overt act of firing against the petitioners rather co-accused persons made firing due to which informant's son died. Similarly situated co-accused persons have already been granted bail by this Bench vide order dated 20.12.2023 passed in Cr. Misc. No. 82289 of 2023. The petitioners namely, Sashi Bhushan Ray and Chhotu Ray are languishing in judicial custody since 22.07.2023 and Anil Kumar Pandey is in judicial custody since 13.10.2023.



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

6. Having heard learned counsel for the parties and
considering the facts and circumstances of this case as well as
the custody of the petitioners, the Court is inclined to enlarge
the petitioners on bail. The above named petitioners are directed
to be enlarged on bail in connection with Barari P.S. Case No.
397 of 2022 on each of them furnishing bail bond of Rs.
10,000/- (Rupees ten thousand) each with two sureties of the
like amount each to the satisfaction of the learned Additional
Chief Judicial Magistrate-III, Katihar.

(Sunil Kumar Panwar, J)

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