

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11879 of 2024

Arising Out of PS. Case No.-393 Year-2023 Thana- ATHMALGOLA District- Patna

Kapuri Singh S/O Sri Krishan Singh R/O Village- Mogalpur,Ps.
Bakhtiyarpur, Dist.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Priyanka Singh, Advocate

For the Opposite Party/s : Mr. Dilip Kumar No. 1, APP

CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND MALVIYA
ORAL ORDER

4 25-04-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks regular bail in connection with
Athmal Gola P.S. Case No. 393 of 2023 registered for the
offence under Sections 147, 148, 149, 341, 307 and 326 of the
IPC and Section 27 of the Arms Act.

3. As per allegation in the FIR, petitioner shot fired upon
the person of the victim.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. He further submits that the petitioner is in custody
since 06.12.2023.

5. However, learned APP for the State vehemently
opposed the prayer for regular bail.

6. On perusal of the FIR, case diary along with injury



report and impugned order dated 18.01.2024, it appears that on the basis of typed report of the informant Umesh Kumar @ Umesh Yadav FIR was registered against 9 accused persons including the present petitioner. It also appears on perusal of FIR and case diary that there is specific allegation against the petitioner of causing gun shot injury to the victim Bhagwat Singh on his body, neck and other places and it also appears from para 2 of the case diary that 5 empty cartridges recovered from the place of occurrence. So, this is a serious allegation against this petitioner, therefore, I am not inclined to grant bail to the petitioner.

7. Accordingly, the prayer for bail of the petitioner is hereby rejected.

(Ramesh Chand Malviya, J)

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