

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15250 of 2024

Arising Out of PS. Case No.-221 Year-2023 Thana- BARARI District- Katihar

Ujjwal Kumar Utkal @ Sanni Kumar, aged about 24 years, Gender-Male, S/o
Siya Ram Mandal, Resident of Village- Patwar Tola Bareta, P.S.- Falka,
District- Katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bhola Prasad, Advocate

For the Opposite Party/s : Mr. Bhanu Pratap Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 18-03-2024 Heard learned counsel appearing on behalf of the
parties.

2. The petitioner seeks bail in connection with Barari
P.S. Case No.-221 of 2023 registered for the offence under
Section 394 of the Indian Penal Code and Section 27 of the
Arms Act.

3. As per the prosecution case, three miscreants
stopped the informant and they took Rs.2,000/- from his pocket
on the gun point and one person fired due to which the
informant sustained bullet injury on his right hand and they fled
away.

4. Learned counsel for the petitioner has
submitted that petitioner has falsely been implicated in this case.
He next submits that nothing has been recovered from his
possession and no test identification parade has been held and
petitioner is in custody since 14.07.2023.



5. Learned APP appearing for the State, opposes the prayer for bail of the petitioner.

6. Considering the facts and circumstances of the case, let the petitioner, above named, be directed to be released on bail *after framing of the charge* in connection with Barari P.S. Case No.221 of 2023 on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned ACJM-I, Katihar.

7. The trial court is directed to conclude the proceeding of framing of charge according to law within a period of 15 (fifteen) days from the date of receipt of a copy of this order. However, it is made clear that *if the charge-sheet has not been submitted* then the above named petitioner shall be released on bail on furnishing bail bond with further condition that the petitioner have to present physically on each and every date before the Trial Court till conclusion of the proceeding of framing of charge.

(Ramesh Chand Malviya, J)

Brajesh Kumar/-

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