

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.17285 of 2024**

Arising Out of PS. Case No.-321 Year-2023 Thana- FATUA District- Patna

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Pintu Kumar S/o Kaushlendra Singh @ Kauleshwar Singh, Resident of  
Village- Baruna, P.S.- Fatuha, District-Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Mayank Mani, Advocate

For the Opposite Party/s : Ms. Rina Sinha, APP

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**CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA**  
**ORAL ORDER**

3      19-04-2024                      Heard Mr. Mayank Mani, the learned counsel for  
  
the petitioner, the learned counsel for the informant and Ms.  
  
Rina Sinha, the learned Additional Public Prosecutor for the  
  
State.

2.                      Petitioner seeks regular bail who is in custody since  
  
24.11.2023 in connection with Fatuha P.S. Case No. 321 of  
  
2023, FIR dated 01.05.2023, registered for the offences  
  
punishable under Sections 323, 341, 302, 120(B) and 504 read  
  
with Section 34 of the Indian Penal Code and under Section 27  
  
of the Arms Act.

3.                      According to the prosecution case, the petitioner  
  
along with four other co-accused persons assaulted the  
  
informant's brother and one Sonu Kumar fired with his pistol  
  
and the bullet hit in the neck of the informant's brother, Pintu



Kumar (petitioner) fired and the bullet hit on the right chest of the informant's brother and Ajay Kumar fired and the bullet hit on the right arm of the informant's brother and he died on the spot.

4. Learned counsel for the petitioner submits that petitioner has falsely been implicated in the present case due to admitted land dispute and the allegation levelled in the FIR is false and fabricated.

5. The learned counsel for the informant as well as the learned Additional Public Prosecutor for the State on the other hand has vehemently opposed the prayer for bail of the petitioner and submits that upon perusal of the FIR it appears that there is direct and specific allegation against the petitioner that he has fired upon the victim and apart from that the *post-mortem* report of the victim also supports the allegation levelled in the FIR against the petitioner. He also submits that petitioner carries one criminal antecedent other than the present one, however, he fairly admits that petitioner is on bail in the pending matter.

6. Considering the aforesaid facts and circumstances and the fact that there is direct and specific allegation against the petitioner supported by medical evidence, I am **not** inclined



to enlarge the petitioner on bail in connection with Fatuha P.S.  
Case No. 321 of 2023, pending in the Court of learned  
Additional Chief Judicial Magistrate-I, Patna City.

7. Prayer is refused.

**(Rajesh Kumar Verma, J)**

Shahnawaz/-

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