

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17993 of 2024

Arising Out of PS. Case No.-452 Year-2023 Thana- BANMANKHI District- Purnia

Vikky Kumar Sah @ Vikky Sah, aged about 29 years, Male, S/O- Shiv Shankar Kumar Sah R/O- Village- Rajhat, Ward.- 14, P.S.- Banmankhi, Dist.- Purnea.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Dinesh Prasad Verma, Advocate
For the Opposite Party/s	:	Mr. Ajay Kumar Jha, APP

CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND MALVIYA

ORAL ORDER

2 14-03-2024 Heard learned counsel appearing on behalf of the parties.

2. The petitioner seeks bail in connection with Banmankhi P.S. Case No.-452 of 2023 registered for the offence under Sections 324 and 307/34 of the Indian Penal Code and Section 27 of the Arms Act.

3. As per the prosecution case, the accused persons came on motorcycle and shot fire upon the informant with intention to kill him.

4. Learned counsel for the petitioner has submitted that petitioner has falsely been implicated in this case. He next submits that there is no eye witness to the alleged occurrence and petitioner has been made accused only on suspicion. He next submits that the informant himself stated in the FIR that he could not identify who had made firing over him and petitioner is in custody since 04.12.2023.



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 Banmankhi P.S. Case No.452 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 CJM, Purnia.

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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