

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22201 of 2024

Arising Out of PS. Case No.-22 Year-2022 Thana- GANGABRIDGE District- Vaishali

Muneshwar Ray Son Of Late Ramishwar Ray Resident Of Village- Terasia,
Ward No. 14, P.S.- Ganga Bridg, Dist.- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Yogesh Chandra Verma, Sr. Advocate
	:	Mr. Santosh Kumar, Advocate
For the Opposite Party/s	:	Mr. Satya Nand Shukla, APP

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

ORAL ORDER

3 22-05-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Ganga
Bridge P.S Case No. 22 of 2022 instituted for the offences punishable
under Sections 326 and 307/34 of the Indian Penal Code and Section
27 of the Arms Act.

3. Allegation against the petitioner along with other co-
accused persons is to have caused fire arm injury to the informant.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence and has falsely
been implicated in this case, there is general and omnibus allegation
against the petitioner and he is in custody since 04.11.2023.

5. Learned APP for the State and learned counsel for the
informant vehemently opposed the prayer for bail.

6. From perusal of the case diary, first information report
and the impugned order dated 31.01.2024, it appears that the
specific allegation is against the petitioner of firing by pistol upon



the informant causing injury to him. The seizure list mentioned in para-5 of the case diary shows that five empty cartridges were seized from the place of occurrence. The injury report of the victim attached with the case diary and mentioned in para-44 of the case diary also shows that the doctor has found entry wound caused by fire arms, entry wound circular irregular margin apprehended collar with red blood and short particles present over right chest 2” wound to right nipple, size of wound is circular and ½” diameter and suggested X-ray of chest, primary treatment has been given and referred to Patna Medical College and Hospital, Patna. Age of injury is within four hours and substance used is fire arm weapon and the opinion regarding nature of injury was kept reserved by the doctor and several witnesses have also supported the case of the prosecution and also the petitioner having two criminal antecedents as stated in para-3 of the petition, as such, 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)

Brajesh Kumar/-

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