

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26466 of 2024

Arising Out of PS. Case No.-676 Year-2023 Thana- GARKHA District- Saran

1. Nitish Kumar Singh S/O- Late Surendra Singh R/O Vill- South Kadana, P.S- Garkha, Dist- Saran At Chapra.
2. Pashupati Singh @ Paspoti Singh @ Pashpati Singh S/O- Late Surendra Singh R/O Vill- South Kadana, P.S- Garkha, Dist- Saran At Chapra.
3. Aman Kumar S/O- Paspoti Singh @ Pashupati Singh R/O Vill- South Kadana, P.S- Garkha, Dist- Saran At Chapra.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Udai Shankar Singh
For the Opposite Party/s : Mr. Ramesh Chandra

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 01-05-2024 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

2. The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 307/34 of the Indian Penal Code and Section 27 of the Arms Act.

3. As per the prosecution case, the allegation against the petitioners is that they along with other co-accused persons fired gunshots upon the informant.

4. Learned counsel for the petitioners submits that petitioners are innocent and have been falsely implicated in this case. The allegation levelled against the petitioners is not specific rather general and omnibus in nature. He submits that



the mother of the petitioners no. 1 and 2 has lodged an F.I.R. against the present informant. He further submits that there is Title Suit pending between the parties. He also submits that the injury was found simple in nature. Petitioners have one criminal antecedent as mentioned in para-3 of this application.

5. Learned APP for the State opposes prayer for anticipatory bail and submits that the police has recovered empty cartridges from the place of occurrence.

6. Having regard to the facts and circumstances of the case and the fact that there is admitted land dispute between the parties, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of the learned lower Court where the case is pending/successor Court in connection with Garkha P.S. Case No.676 of 2023, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

anand/-

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