

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30059 of 2024

Arising Out of PS. Case No.-32 Year-2023 Thana- SISWAN District- Siwan

Shahrukh Khan @ Garib Khan Son of Gairi Khan, Resident of Village -
Gayaspur, P.S. - Siswan, District – Siwan.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Chandra Mohan Jha, Advocate.

For the Opposite Party/s : Mr. Ram Bilash Roy Raman, APP.

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 10-05-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Siswan P.S. Case No.32 of 2023, registered for the offences
punishable under Sections 341, 323, 307, 504, 506, 34 of the
Indian Penal Code and under Section 27 of Arms Act, later on
Section 302 of Indian Penal Code was also added.

3. As per the prosecution case, allegation against the
petitioner is that he alongwith other co-accused persons
indiscriminately fired upon the informant causing grievous
injury to the informant who during the treatment died in the
hospital.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case due to ulterior motive of the informant. He further submits



that there is general and omnibus allegation against the petitioner. Learned counsel submits that petitioner was neither present on the place of occurrence nor he is aware of the present occurrence. He further submits that antecedent of petitioner is clean and he is in custody since 31.01.2024. He also submits that similarly situated co-accused persons have been granted bail by the Co-ordinate Bench of this Court vide orders dated 18.10.2023 & 06.12.2023 passed in Cr. Misc. No.59186 of 2023 & Cr. Misc. No.78324 of 2023 respectively.

5. Learned APP for the State has opposed the prayer for regular bail of the petitioner.

6. Considering the facts and circumstances of the case and the submissions of learned counsel for the parties, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st Class, Siwan in connection with Siswan P.S. Case No.32 of 2023.

(Sunil Dutta Mishra, J)

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