

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35748 of 2024

Arising Out of PS. Case No.-144 Year-2023 Thana- SRINAGAR District- West Champaran

Mansoor Ansari Son of Fulman Miyan Resident of Village- Pujha Sheikh
Toli, P.S- Srinagar(Pujha) , Dist- West Champaran

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Kumar Gupta

For the Opposite Party/s : Mr.Shyameshwar Dayal

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

4 10-09-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in Srinagar (Pujahan) P.S.
Case No. 144 of 2023 registered for the offence punishable under
Section-302 of the Indian Penal Code and Section-27 of the Arms
Act.

3. It is alleged that in the backdrop of mortgaged land, a
hot exchange of words took place between the informant's
husband (petitioner) and her son and consequently, the petitioner
having been become furious, opened fire with pistol, which hit the
informant's son as a result of which, he sustained fire-arm injury
and died on the spot itself.

4. It has been submitted on behalf of the petitioner that
the informant who is mother of the deceased and his sister Jagiya
Khaton who claims to be eye witnesses of the occurrence did not



support the prosecution case in their depositions which has been filed through supplementary affidavit. The petitioner is under incarceration since 30-10-2023.

5. On the otherhand, Mr. Shailendra Kumar, learned APP for the State has opposed the prayer for bail by submitting that during investigation, the witnesses have supported the occurrence.

6. From perusal of the depositions of the informant and Jagiya Khatoon (sister of the informant), it transpires that they have not supported the prosecution case and the petitioner is in custody since 30-10-2023.

7. Considering the aforesaid facts and circumstances, let the petitioner named above, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Miss Neha, learned Judicial Magistrate-Ist Class, Bettiah, West Champaran in connection with Srinagar (Pujahan) P.S. Case No. 144 of 2023 with condition that the petitioner shall cooperate with the trial of the case and make himself available as and when required by the court.

(Nawneet Kumar Pandey, J)

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