

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38487 of 2024

Arising Out of PS. Case No.-754 Year-2023 Thana- MADHAURAH District- Saran

Pappu Singh @ Satyendra Singh @ Satyendra Kumar Singh Son of Late Ram Pravesh Singh Resident of village - Jagdispur, P.S.- Marhowrah, District - Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kaushal Kumar, Adv
For the Opposite Party/s : Mr. Nirmala Kumari, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

3 24-07-2024 Heard learned counsel for the petitioner and learned A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Marhowrah P.S. Case No. 754 of 2023 dated 05.12.2023 registered for the offences punishable u/s 324, 326, 307, 302 and 34 of the I.P.C read with section 27 of the Arms Act.

3. As per the prosecution case, on 05.12.2023 at around 8:50 P.M several women were gathered to perform song in the pre-wedding ceremony of *Nikita Kumari D/o Tejesh Singh*. In the meantime, the petitioner and the co-accused person



holding pistol came in the said ceremony and opened fire on *Vidhay Singh* and *Arjun Singh* with intend to kill, but the bullet did not hit them rather it hit the informant's mother due to which she died. The said bullet also hit *Rauli Kumari*.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. It is also submitted that the charge sheet has been submitted against the petitioner showing the co-accused Jitendra Singh not sent up for the trial. It is a case of celebratory firing during the course of pre-ceremonial wedding and the petitioner had no intention to cause death of the informant's mother as there was gathering of women on the said ceremony. The inquiry report of the injured Rauli Kumari does not indicate that she sustained firearms injuries which falsified the prosecution case. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 13.03.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the nature of allegation levelled against the petitioner and the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of



Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Saran at Chapra in connection with Marhowrah P.S. Case No. 754 of 2023, with a condition/s:-

(i). The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bond of the petitioner is liable to cancelled.

7. The application stands allowed.

(Chandra Prakash Singh, J)

Jyoti/-

U		T	
---	--	---	--

