

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55824 of 2024

Arising Out of PS. Case No.-164 Year-2024 Thana- BIHTA District- Patna

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Anshu Kumar @ Mangru Chaurasiya Son of Bhana Chaurasiya @ Abhay
Kumar Chaurasiya Resident of Vill- Jamunapur, P.S.- Bihta, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ram Niwas Prasad, Advocate

For the Opposite Party/s : Mr.Arun Kumar Singh, APP

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**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 09-08-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest in connection
with Bihta P.S. case No. 164 of 2024 instituted for the offences
under Sections 342, 379, 385, 307, 34 of the Indian Penal Code
and Section 27 of the Arms Act.

3. It is alleged that when informant's brother was
sleeping in his shop, all the accused persons came at the shop
and demanded money from him and when the informant's
brother refused to give the money then all the accused persons
took out pistol and, in the meantime, co-accused Ramashankar
Paswan @ Kara fired upon him due to which he sustained
gunshot injury in his chest. It is further alleged that miscreants



took Rs. 40,000/- from the cash box of the shop and fled away.

4. Learned counsel for the petitioner submitted that the petitioner is innocent and has falsely been implicated in the present case. Learned counsel further submitted that petitioner is not named in the FIR rather his name has transpired in this case merely on the basis of confessional statement of the co-accused Ramashankar Paswan. The specific allegation of firing is attributed to co-accused Ramashankar Paswan @ Kara. Learned counsel further submitted that as per injury report of the informant's brother, one firearm injury has been caused on the chest which is grievous in nature. The co-accused person has already been granted regular bail by this Bench vide order dated 03.07.2024 passed in Cr. Misc. No. 45842 of 2024. It has been submitted on behalf of the petitioner that the petitioner has no criminal antecedent.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, let the petitioner, above named, in the event of arrest/surrender before the lower court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/-(Ten Thousand) with two sureties of



the like amount each to the satisfaction of Court below/concerned Court in connection with Bihta P.S. case No. 164 of 2024, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Rudra Prakash Mishra, J)

Alok Verma/-

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