

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66418 of 2024

Arising Out of PS. Case No.-38 Year-2024 Thana- RAIYAM District- Darbhanga

Monu Jha @ Monu Kumar Jha Son of Rajesh Jha Residents of Village-
Fulkahi, ward no. 2 P.S.- Raiyam, District- Darbhanga, Pin- 847337

... .. Petitioner/s

Versus

1. The State of Bihar
2. Himanshu Jha Son of Lalit Jha R/O Vill.- Fulkahi, Ward no. 2, P.S.- Raiyan,
Dist.- Darbhanga, Pin- 847337

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kaushalesh Choudhary, Advocate

For the Opposite Party/s : Mr. Ram Naresh Ray, APP

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

ORAL ORDER

2 01-10-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Raiyam P.S. Case No. 38 of 2024 registered for the
offences punishable under Sections 447 & 506 of the Indian
Penal Code and Section 27 of the Arms Act.

3. As per prosecution case, allegation against the
petitioner is of open firing and threatening the informant that he
will kill him as well as his entire family.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence as alleged
against him and has falsely been implicated in the present case



due to village politics. It is submitted that parties are agnates. Learned counsel further submits that no one sustained fire arm injury, during the alleged incident. Learned counsel submits that petitioner resides at Kolkata for his livelihood and he has no concern with the alleged occurrence. Nothing has been recovered from the possession of the petitioner. Petitioner bears one criminal antecedent.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the rival submissions made by the learned counsel for the parties, let the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Raiyam P.S. Case No. 38 of 2024, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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