

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63819 of 2023

Arising Out of PS. Case No.-87 Year-2022 Thana- BAUNSI District- Araria

Raju Mandal @ Rajeev Ranjan Kumar, aged about 48 years (Male), S/O Late
Damodar Prasad Mandal R/O Village- Deosthal Bousi, Ps. Bousi, Dist. Araria

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vaishnavi Singh, Advocate

For the Opposite Party/s : Mr. Rina Sinha, APP

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

5 16-02-2024 Heard learned counsel for the petitioner, learned APP
for the State and perused the case diary.

2. The petitioner is in custody in connection with
Bousi P.S. Case No.87 of 2022 registered for an offence
punishable under Sections 341, 323, 307 and 504 of the Indian
Penal Code and Section 27 of the Arms Act.

3. The allegation against this petitioner is that he
assaulted the informant by gun shot.

4. Learned counsel for the petitioner submits that
petitioner has falsely been implicated in this case and the
petitioner has no motive or reason for the occurrence as has
been assigned in the present fardbeyan by the informant and this
goes to show that the informant has not come with clean hands



and thus his statement cannot be relied upon. Petitioner is in custody since 04.07.2023.

5. However, learned APP for the State opposed the prayer for regular bail of the petitioner and submitted that there is direct allegation of firing against the petitioner.

6. Perused the FIR and both injury reports and from the injury report issued by Araria, it appears that on perusal of the FIR, it is clear that specific allegation against this petitioner of assault by fire arms and caused injury on temporal region below eye of the injured and petitioner has got seven criminal antecedent which is also serious offences, in my view, I am not inclined to grant bail to the petitioner.

7. Prayer for regular bail of the petitioner is hereby rejected.

8. However, the trial court is directed to conclude the trial within a year on the receipt of a copy of this order.

(Ramesh Chand Malviya, J)

Brajesh Kumar/-

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

