

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65490 of 2024

Arising Out of PS. Case No.-419 Year-2023 Thana- DALSINGHSARAI District- Samastipur

Gopal Kumar Choudhary @ Lallu Choudhary @ Lalu Choudhary Son of
Manoj Kumar Chaudhary @ Manoj Kumar Choudhary Resident of village -
Piparpati Kewta, Police Station - Dalsinghsarai, District - Samastipur

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mahendra Pratap

For the Opposite Party/s : Mr.Suman Kumari Singh

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

ORAL ORDER

3 29-11-2024 Heard the learned counsel for the petitioner as well as
the learned Additional Public Prosecutor for the State.

2. The petitioner is seeking regular bail in connection
with Dalsingsarai P.S. Case No. 419 of 2023 for the offences
punishable under Sections 302/34 of the Indian Penal Code and
Section 27 of the Arms Act.

3. As per allegation, the father of the informant was
sitting at his poultry firm. In the meantime, three unknown
miscreants came and demanded 2 kg chicken and when his
father told him that chicken is not being sold here, one
miscreant shot the father of the informant and his father
sustained three fire-arm injuries. Thereafter, the accused persons
fled away towards Dalsingsarai. He brought his father to



Dalsingsarai Hospital where doctor declared him as dead.

4. The learned counsel for the petitioner submitted that the petitioner is innocent and has falsely been implicated in this case. Except criminal antecedent, there is nothing against him. The petitioner was remanded in this case from another case and his confessional statement was elicited after putting coercion. He has also submitted that the confessional statement is not leading to recovery of any incriminating articles. The FIR is against unknown. The informant is not eye witness to the alleged occurrence. Except the confessional statement before the police, which is not leading to recovery, there is nothing against the petitioner in the entire case diary. He is under custody since 15-02-2024.

5. On the other hand, the learned APP for the State has opposed the prayer for bail.

6. Considering the above-mentioned facts and circumstances, let the petitioner above-named be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand rupees) with two sureties of the like amount each to the satisfaction of learned Additional District Judge, Dalsingsarai, Samastipur in connection with Dalsingsarai P.S. Case No. 419 of 2023, subject to the condition that the petitioner shall



cooperate in the disposal of trial and make himself available as
and when required by the court.

(Nawneet Kumar Pandey, J)

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