

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67379 of 2024

Arising Out of PS. Case No.-12 Year-2024 Thana- Lokha District- Supaul

Kanhaiya Singh S/O Late Ram Narayan Singh @ Late Ramnath Singh
Resident of village - Baruyari Weat, Police Station and Distt. - Supaul

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Arun, Advocate
For the Opposite Party/s :	Mr. Aditya Narayan Singh.1, APP
For the Informant :	Mr. Subodh Kumar Jha, Advocate
	Mr. Pravan Kumar Jha, Advocate

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

ORAL ORDER

3 19-11-2024 Heard learned counsel for the petitioner, learned
APP for the State, learned counsel for the informant and perused
the case diary.

2. The petitioner seeks bail in Lokaha P.S. Case No.
12 of 2024, instituted for the offences punishable under Sections
147, 148, 149, 307, 327, 427, 384, 386, 506 of the Indian Penal
Code and Section 27 of the Arms Act.

3. The prosecution case, in short, is that, the petitioner
along with other co-accused persons were cutting tree and on
protest by the informant and his family members, the accused
persons started indiscriminate firing. Co-accused Kunal Singh
has fired 2-3 rounds on Mausam Singh due to which he
sustained bullet injury and fell down.



4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. Charge-sheet has been submitted in this case. No incriminating material has been recovered from the conscious possession of the petitioner. Learned counsel for the petitioner also submits that there is no specific allegation against the petitioner. It is further submitted that the petitioner and co-accused Ratan Kumar Singh are instigator who gave the order to fire upon injured Mausam Singh. The petitioner is in custody since 01.05.2024 and has got three criminal antecedents in which he is on bail in all cases.

5. Learned APP for the State and learned counsel for the informant have vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and taking into account the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Lokaha P.S. Case



No. 12 of 2024, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Rajorshi/-

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