

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82523 of 2023

Arising Out of PS. Case No.-124 Year-2023 Thana- CHANDI District- Bhojpur

VIJAY KUMAR Son of Chandeshwar Yadav @ Chandeshware @
Chandeshwar Ray R/o vill - Bhadawar, P.S. - Chandi, Distt. - Bhojpur (Ara)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anand Kumar Ojha, Adv.

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

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

3 19-03-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Chandi P.S. Case No. 124 of 2023 lodged under Sections 302
and 34 of the I.P.C.

3. As per the prosecution case, the F.I.R. has been
lodged against two named and two unknown accused persons
including the petitioner against whom there is allegation of
harsh firing due to which the informant's son died.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He submits
that the firing has been taken place due to mistake.

5. Counsel further submits that petitioner is in custody
since 05.08.2023 having clean antecedent and charge-sheet has



already been filed in this case.

6. Counsel also submits that the other similarly situated person, namely Krishna Kumar has been granted bail vide order dated 07.03.2024 passed in Cr. Misc. No. 71556/2023 as well as other two unknown accused persons have been granted bail by the Co-ordinate Bench of this Court vide order dated 27.02.2024 and 27.07.2023 passed in Cr. Misc. No. 55103/2023 and Cr. Misc. No.45433 of 2023.

7. Learned counsel for the State opposes the prayer for bail.

8. In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail, **after framing of charge, if not framed**, on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-V Bhojpur (Ara) in connection with Chandi P.S. Case No. 124 of 2023, subject to the following conditions as laid down under Section 437(3) of Cr.P.C.

(Dr. Anshuman, J.)

Prakashmani/-

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