

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3883 of 2024

Arising Out of PS. Case No.-7 Year-2023 Thana- MANPUR District- Nalanda

Atul Singh Son Of Late Vinay Singh R/O Village- Allaudiya Sarai, P.S.-
Manpur, Dist.- Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Sanju Singh, Advocate
For the Opposite Party/s	:	Mr. Choubey Jawahar, APP
For the Informant	:	Mr. Ramakant Sharma, Sr. Advocate

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

ORAL ORDER

4 08-05-2024 Heard learned counsel for the petitioner and learned APP
for the State as also learned counsel for the informant and
perused the case diary.

2. The petitioner seeks bail in connection with
Manpur P.S. Case No. 07 of 2023 instituted for the offence
under Sections 341, 447, 302, 307, 504 & 34 of the Indian Penal
Code and Section 27 of the Arms Act.

3. Prosecution case in short is that accused persons
including the petitioner have fired indiscriminately upon the
informant and his family members and as a result of which son
of the informant died on the spot.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 21-02-2023. Petitioner



bears three criminal antecedents, as per disclosure made in paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. There is general and omnibus allegation levelled against the petitioner. There is no specific allegation against the petitioner. Specific allegation of fire arm is against co-accused, Sanjay Singh, Soni Singh and Sushant Singh. It is submitted that though petitioner is named in the FIR, but no incriminating article has been recovered from the possession of the petitioner. It is lastly submitted that charge sheet has already been submitted in this case.

6. Learned A.P.P. for the State and learned counsel for the informant have vehemently opposed the prayer for grant of bail to the petitioner. It is submitted that petitioner bears criminal antecedent, which fact finds mention in paragraph No. 21 of the case diary.

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner, there being no direct allegation against the petitioner and charge sheet being submitted, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail on



furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Manpur P.S. Case No. 07 of 2023, 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)

Raj Kishore/-s

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

