

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85371 of 2023

Arising Out of PS. Case No.-337 Year-2023 Thana- MADHUBANI TOWN District-
Madhubani

=====

Shivam Pandey @ Shivam Kumar Pandey Son Of Shambhu Pandey @
Shambhu Kumar Pandey Resident Of Village - Laheryaganj, Bubna Udyan,
Ward No.1, P.S. - Madhubani (Town), District - Madhubani

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Navjot Yesu

For the Opposite Party/s : Mr.Ram Bilash Roy Raman

=====

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 10-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a
case registered for the offence punishable under sections 341,
323, 307, 504 of the Indian Penal Code and Sections 25(1-b)a,
26, of the Arms Act.

3. As per FIR, the petitioner was apprehended on the
spot along with others while they were assaulting one Sujit
Das, thereafter the petitioner was apprehended on the spot and
on search one country made pistol was recovered from his
possession.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has



committed no offence. The victim is tenant in the house of the petitioner and due to previous dispute the petitioner has falsely been implicated in this present. The petitioner has no concern with the alleged recovery rather he has been made accused in this case. There is no independent witness of the alleged occurrence. It is further submitted that the petitioner has got no criminal antecedent. Moreover, he is languishing in judicial custody since 05.10.2023.

5. Learned APP appearing for the State has vehemently opposed the prayer of Bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as judicial custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Madhubani Nagar P.S. Case No. 337 of 2023 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Madhubani.

(Sunil Kumar Panwar, J)

Manishkr/-

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

