

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.276 of 2024

Arising Out of PS. Case No.-396 Year-2018 Thana- LALGANJ District- Vaishali

Varun Kumar @ Varun Paswan Son Of Lal Bahadur Paswan Resident Of Village -Basanta, Ps- Lalganj, Distt- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Niranjan Parihar, Advocate

For the Opposite Party/s : Mr. Rajendra Prasad Nat, APP

CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND MALVIYA

ORAL ORDER

4 03-05-2024 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner seeks bail in a case registered for the offence under Sections 394 of the Indian Penal Code and Section 27 of the Arms Act.

3. As per the prosecution case, three unknown accused persons have looted Rs.18,000/- from the informant and one miscreants opened fire causing injury on the chest of the informant.

4. Learned counsel for the petitioner has submitted that petitioner has falsely been implicated in this case and the name of the petitioner has been surfaced on the basis of confessional statement and the petitioner is in custody since 31.03.2023. Similarly situated co-accused has been granted bail by a Co-ordinate Bench of this Court passed in Cr. Misc. Nos.



66814 of 2023 and 9211 of 2024.

5. Learned APP appearing for the State, opposes the prayer for bail of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the fact that co-accused has been granted bail by a Co-ordinate Bench of this Court, let the petitioner above named be released on bail *after framing of charge* on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned ACJM-II, Vaishali at Hajipur in connection with Lalganj P.S Case No. 396 of 2018.

7. The trial Court is directed to conclude the proceeding of framing of charge according to law within a period of 15 (fifteen days) from the date of receipt of a copy of this order. However, it is made clear that *if the charge-sheet has not been submitted* then the petitioner shall be released on bail on above conditions and he shall be present physically on each and every date before the Trial Court till conclusion of the proceeding of framing of charge.

(Ramesh Chand Malviya, J)

Brajesh Kumar/-

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