

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3224 of 2024

Arising Out of PS. Case No.-47 Year-2023 Thana- MANJHAGARH District- Gopalganj

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Kanchan Singh S/o - Ramrath Singh R/o Vill.- Kapiya Nijamat, P.S.-
Maharajganj, Dist.- Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vyas Kumar Mishra, Advocate

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

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

ORAL ORDER

2 29-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Manjhagarh P.S. case No. 47 of 2023 instituted for the offences
under Sections 307, 385, 387, 506, 34 of the Indian Penal Code
and Section 27 of the Arms Act.

3. Prosecution case, in short, is that five miscreants
boarded on two motorcycles came and entered the shop of the
informant and fired on the informant which hit his brother,
Gauri Shankar. The reason behind the said occurrence is stated
to be demand of ransom.

4. It has been submitted on behalf of the petitioner that
the petitioner is in custody since 05.06.2023 and has four
criminal antecedents and he is on bail in all the cases. The
petitioner is innocent and has falsely been implicated in the



present case only on the basis of confessional statement of the co-accused, Amit Thakur. Learned counsel for the petitioner submits that general and omnibus allegation has been made against the petitioner. No specific overt act is alleged against the petitioner. Petitioner has not been put on T.I.P. The co-accused person has already been granted bail by the co-ordinate Bench of this Court vide order dated 27.07.2023 passed in Cr. Misc. No. 43463 of 2023.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case as also 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/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Manjhagarh P.S. case No. 47 of 2023.

(Rudra Prakash Mishra, J)

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