

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5056 of 2025

Arising Out of PS. Case No.-310 Year-2020 Thana- KHAIRA District- Saran

Kishundeo Paswan Son of Paras Paswan Residet of Village- Dhirhwara
Raipatti, P.S.- Dhighwara, District- Saran

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Uday Singh

For the Opposite Party/s : Mr.Ramchandra Sahni

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

3 19-03-2025 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner seeks bail in connection with Khaira
P.S. Case No. 310 of 2020 dated 13.10.2020 registered for the
offences punishable under Sections 307 read with Section 34 of
the I.P.C. and Section 27 of the Arms Act.

3. As per the prosecution case, on 12.10.2020 at about
5.00 P.M., the informant, namely, Jai Kishore Manjhi was
returning to his home and as soon as he reached on the road in
front of the house of Mahesh Sah, two unknown persons riding
on an Apache Motorcycle came and shot him which hit the
informant on his back and bleeding started. Thereafter, unknown
persons fled away towards Khodaibagh. In the meantime,



labourers working with him came and took him to P.H.C., Nagra for his treatment and from where he was referred to Sadar Hospital, Chapra.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. It is submitted that the F.I.R. has been registered against unknown. The petitioner is not named in the F.I.R. His name has surfaced in the present case on the basis of the confessional statement of the co-accused Shyam Sundar Paswan which has got no evidentiary value in the eye of law. Similarly situated co-accused has already been granted bail by this Court vide Cr. Misc. No. 86352 of 2024 under order dated 09.01.2025. The petitioner has no criminal antecedent as stated in paragraph no. 3 of the bail application. The petitioner is in custody since 30.09.2024.

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

6. Considering the aforesaid facts and circumstances of the case, let the above named petitioner, be enlarged on bail on furnishing bail bond of Rs. 20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-2nd, Saran at



Chapra/Successor Court in connection with Khaira P.S. Case
No. 310 of 2020, corresponding to Sessions Trial No. 602 of
2021.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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