

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3978 of 2025

Arising Out of PS. Case No.-11 Year-2024 Thana- KUSHESHWARASTHAN District-
Darbhanga

=====

MD. ARSI @ MD. AARSHI S/O MD. SHAMIM @ MD SHAMEEM
Resident of Village- Afzala Tole Kheva, Jaliya Road, Police Station- Biraul,
District- Darbhanga

... .. Petitioner/s

Versus

THE STATE OF BIHAR BIHAR

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s	:	Mr. Manish Kumar No. 02 Mr. Nilendu Kumar Choudhary
For the Opposite Party/s :		Mr. Anil Prasad Singh

=====

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

4 19-04-2025 Heard learned counsel for the petitioner and learned
APP for the State Shri Jharkhandi Upadhyay.

2. The petitioner seeks regular bail in connection with Kusheshwar Asthan (K. Asthan) P.S. Case No. 11 of 2024 registered for the offence under Sections 394/34 of the Indian Penal Code and under Section 27 of the Arms Act.

3. As per the prosecution case, when the informant was returning home from his petrol pump situated at Aurahi at around 10:00 PM, three persons sitting on an Apache motorcycle intercepted him and tried to snatch Rs. 10,00,000/- (Rupees ten lakhs only) and one Apple tablet from the informant and upon informant's resistance, they started firing due to which



two bullets hit on the knees of the informant, meanwhile the assailants looted the cash and tablet and fled away.

4. The petitioner has been identified as one of the criminals who had committed loot and shot the informant in his leg.

5. In the trial, out of eight witnesses, three witnesses have already been examined and the petitioner is in jail since 6.3.2024.

6. Considering the fact that the petitioner has shot at the informant and has participated in loot, this Court is not inclined to grant bail to the petitioner.

7. Accordingly, this application is dismissed.

8. The Senior Superintendent of Police, Darbhanga is directed to ensure the attendance of the witnesses in the trial so that the trial is not delayed. The informant also undertakes to produce and examine the witnesses in the trial.

9. If the trial of the petitioner is delayed due to the fault of the prosecution side then the petitioner may renew his prayer for bail.

10. Mr. Jharkhandi Upadhyay, learned counsel for the State will communicate a copy of this order to the Senior Superintendent of Police, Darbhanga. Also communicate a copy



of this order to Senior Superintendent of Police, Darbhanga
through FAX for its compliance.

(Sandeep Kumar, J)

Vikas/-

U			
---	--	--	--

