

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19228 of 2025

Arising Out of PS. Case No.-262 Year-2024 Thana- SAKRA District- Muzaffarpur

Mahesh Ray Sonof Late Ganesh Ray Resident of Village - Kachhi Pakki
Susta, P.S. - Sakra, District - Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Sri Krishna Prasad Singh, Sr. Adv. Mr.Hans Lal Kumar, Adv.
For the Opposite Party/s	:	Mr.Choubey Jawahar, APP

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

ORAL ORDER

2 28-03-2025 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Sessions Trial No. 811/2024 arising out of Sakra P.S. Case No. 262 of 2024 dated 14.05.2024 registered for the offences punishable u/s 302 read with Section 34 of the Indian Penal Code and Section 27 of the Arms Act.

3. As per the prosecution case, on 13.05.2024 at about 5.55 P.M. while the informant along with her husband were going for morning walk, in the meantime, all the F.I.R. named accused persons made indiscriminate firing due to which the informant's husband sustained injury and subsequently, he



died during the course of treatment.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. There is a land dispute between the parties. Learned counsel has further submitted that there is no legal and cogent evidence has come against the petitioner during the course of investigation. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has no concern with the alleged offence. The co-accused person has already been granted bail by the Coordinate Bench of this court vide order dated 19.03.2025 passed in Cr. Misc. No. 87676/2024. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 10.06.2024.

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

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Muzaffarpur in connection with Sessions Trial No. 811/2024 arising out of Sakra P.S. Case No. 262 of 2024 with



the condition :-

(i) The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bond of the petitioner is liable to be cancelled.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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