

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31171 of 2025

Arising Out of PS. Case No.-102 Year-2024 Thana- UDWANTNAGAR District- Bhojpur

Guput Mahto @ Gup Kumar @ Guput Mahato @ Gupt Mahato S/o Late
Butan Mahto Resident of Mohalla- K.G. Road East Nawada, P.S.- Ara
Nawada, District- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Singh, Adv.

For the Opposite Party/s : Mr.Humayou Ahmad Khan, APP

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

ORAL ORDER

2 08-05-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Udwantnagar P.S. Case No. 102 of 2024 instituted for the
offences under Sections 341, 323, 354, 307, 504, 506/34 of the
I.P.C. and Section 27 of the Arms Act.

3. As per prosecution case, the accused persons
including the petitioner opened fire in front of the Informant's
house in which the Informant sustained gunshot injury at his left
leg's knee.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence as alleged
against him and has falsely been implicated in the present case.



He further submits that there is no direct or specific allegation of any overt act against the petitioner rather the same is omnibus and general in nature. The specific allegation of firing is against the co-accused Nandan Singh. He further submits that nothing incriminating has been recovered from the conscious possession of the petitioner. The petitioner has no concern with the alleged occurrence. The petitioner has three criminal antecedents and is languishing in judicial custody since 19.09.2024 without any rhymes or reason.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner, stating that the offence alleged is serious in nature. Learned counsel for the State again submits that the prayer for bail of the co-accused namely Nandan Singh has already been rejected by this Court vide order dated 11.12.2024 passed in Cr. Misc. No. 84452 of 2024.

6. Having heard rival contention of both the parties and considering the entire facts and circumstances of the case as also taking into account the period of custody of the petitioner, let the petitioner, abovenamed, 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 Udwantnagar P.S.
Case No. 102 of 2024, subject to the following conditions;

(i) One of the bailor(s) shall be the own/close family members of the petitioner.

(ii) The petitioner shall cooperate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and in the event of failure on two consecutive dates without sufficient reasons, his bail bond shall be liable to be cancelled by the court below.

(Rudra Prakash Mishra, J)

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