

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37910 of 2025

Arising Out of PS. Case No.-451 Year-2024 Thana- ALAMGANJ District- Patna

Monu Patel S/o Late Kalyan Singh Resident of Jajak Toli, Nai Sarak Chowk ,PS- Chowk, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nagendra Kumar, Advocate
For the Opposite Party/s : Mr. Parmanand Prasad, APP
For the Informant : Mr. Jay Ram Prasad, Advocate

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

3 08-08-2025 Heard learned counsel for the petitioner, learned APP for the State, learned counsel for the informant and perused the case diary.

2. The petitioner seeks bail in connection with Alamganj P.S. Case No. 451 of 2024, instituted for the offences punishable under Sections 341, 307, 324, 302 120(B)/34 of the Indian Penal Code and Section 27 of the Arms Act.

3. The prosecution case, in short, is that co-accused persons have opened fire upon husband of the informant due to which he sustained grievous injuries. It is further alleged that the petitioner and other co-accused persons being in judicial custody have hatched a criminal conspiracy to attack upon informant's husband.



4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. Charge-sheet has been submitted in this case. No incriminating material has been recovered from the conscious possession of the petitioner. Learned counsel for the petitioner also submits that the allegation levelled against the petitioner is general and omnibus in nature. There is no any eye witness of the said occurrence. Specific allegation of firing upon informant's husband is against co-accused persons. It is further submitted that the petitioner was in judicial custody at the time of occurrence. The petitioner has been remanded in this case on 24.12.2024 and has got nine criminal antecedents in which he is on bail.

5. Learned APP for the State and learned counsel for the informant have vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and taking into account 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 *after framing of charge, if not already framed* on furnishing bail bonds of Rs.



15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Alamganj P.S. Case No. 451 of 2024, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

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