

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44095 of 2025

Arising Out of PS. Case No.-2 Year-2025 Thana- GAIGHAT District- Muzaffarpur

Saurav Kumar S/O Ajay Kumar Singh @ Ajay Singh R/O Village-
Makrandpur, P.S- Gaighat, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Alok Kumar Alok, Advocate

For the Opposite Party/s : Mr. Raj Ballabh Singh, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

3 15-10-2025 Heard Mr. Alok Kumar Alok, learned counsel

appearing on behalf of the petitioner and Mr. Raj Ballabh Singh,

learned APP appearing on behalf of the State.

2. The petitioner apprehends his arrest in connection
with Gaighat P.S. Case No. 02 of 2025 registered under Sections
109,61(2), of the BNS and Sections 27 of the Arms Act.

3. As per the allegation made in the FIR, one person
fired upon the informant, who received fire arm injury on his
right side of the chest. It has been alleged against the petitioner
that he had hired a shooter to take the life of the informant.

4. Learned counsel appearing on behalf of the
petitioner submitted that the petitioner is innocent and he has
falsely been implicated in the present case. The petitioner
submitted that merely on suspicion the petitioner has been made



accused. The direct allegation of firing is against some unknown accused persons with whom the petitioner is not connected. The petitioner has clean antecedent. On these grounds, the petitioner seeks to be released on pre-arrest bail.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Having considered the rival submissions made on behalf of the parties, as well as, having perused the allegation made in the FIR I find that the informant sustained injury on vital part of the body. **The learned District Court is directed to call for the final opinion of the doctor in respect of the injury report of the injured persons and if it is found that the same is simple in nature, then in that case, the petitioner, above named, is directed to be released on pre-arrest bail** in the event of his arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned District Court where the case is pending in connection with Gaighat P.S. Case No. 02 of 2025, subject to the conditions as laid down under Section 482(2) of the BNSS.

7. The learned District Court is directed to verify



the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases, as what has been stated in paragraph no.3 of the bail application, this order will automatically lose its force.

8. Accordingly, the present application stands disposed of.

(Purnendu Singh, J)

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