

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.57713 of 2024**

Arising Out of PS. Case No.-35 Year-2024 Thana- GOPALGANJ TOWN District- Gopalganj

Bhushan Kushwaha Son of Uday Narayan Kushwaha R/V-VILLAGE  
-BANJARI, PS- GOPALGANJ, DISTRICT- GOPALGANJ

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

|                            |                                       |
|----------------------------|---------------------------------------|
| For the Petitioner/s :     | Mr. Vishwajeet Kumar Mishra, Advocate |
| For the Opposite Party/s : | Mr. Shyam Kumar Singh, APP            |
|                            | Mr. Jitendra Kumar Singh, Advocate    |

**CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR**  
**ORAL ORDER**

4      04-02-2025                      Heard the learned counsel for the petitioner, learned  
APP for the State and learned counsel for the informant.

2. The petitioner seeks regular bail in the present case registered for the offence under Sections 302, 120B/34 of the Indian Penal Code and under Section 27 of the Arms Act.

3. As per the prosecution case, the petitioner is said to have accompanied the other accused persons namely Mukesh Kushwaha and Rajpal Kushwaha who have shot at the deceased. The petitioner is said to have fired in the air.

4. The learned counsel for the petitioner has submitted that the petitioner is in jail since 16.01.2024. He further submits that the deceased having criminal antecedents, and he had many enemies and he has been killed. The petitioner has falsely been



implicated in the case and the trial is being delayed.

5. Learned A.P.P. has vehemently opposed the prayer for bail.

6. Considering the aforesaid facts and circumstances, this application for regular bail is allowed.

7. Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Addl. Sessions Judge-VI, Gopalganj/concerned Court below in connection with Gopalganj P.S. Case No. 35 of 2024 subject to conditions that:-

7(i). The petitioner will mark his attendance at the Gopalganj Police Station on every Sunday of each month. Any default in appearance at the Police Station would result in automatic cancellation of bail bond of the petitioner.

7(ii) The petitioner shall appear in the trial regularly either personally or through his lawyer and shall cooperate in the trial and non-cooperation in the trial shall result in automatic cancellation of the bail bond of the petitioner.

(Sandeep Kumar, J)

Shishir/-

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