

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71487 of 2024

Arising Out of PS. Case No.-194 Year-2023 Thana- KHUSRUPUR District- Patna

Umesh Kumar @ Umesh Kumar Yadav Son of Ramashish Singh Resident of
Village - Hemjapur (Mustafapur), P.S.- Khusharupur, District - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Ratneshwar Prasad, Advocate Mr. Madhurendra Kumar, Advocate Mr. Avinash, Advocate Ms. Nitu Kumari, Advocate
For the O.P. No. 2	:	Mr. Munish Kumar, Advocate Ms. Minakshi Kumari, Advocate Mr. Munna Roy, Advocate
For the Opposite Party/s	:	Mr. Rajiv Nayan, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

6 05-02-2025 Heard learned counsel for the petitioner; learned counsel
for the O.P. No. 2 and Mr. Rajiv Nayan, learned APP for the
State.

2. The petitioner has prayed for regular bail in a case
registered for the offence punishable under Sections 341, 323,
325, 307, 504, 34 of the Indian Penal Code and Section 27 of
the Arms Act.

3. The case of the prosecution is that the informant and
his brother Mukesh Kumar was sitting near Devi Asthan, at that
time, the petitioner along with others being armed with country
made pistol arrived. Ramashray Singh and Anuj Kumar were



having *lathi*. It is further alleged that Dinesh, Ramashray and Anuj caught Mukesh and on the order of Ramashray, Umesh fired at Mukesh with an intention to kill which hit stomach of Mukesh.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He has falsely been implicated in this case. He has got no criminal antecedent. From perusal of the injury report, which is of ICON Hospital, it transpires that one gunshot injury was found on the person of the Mukesh. The Doctor has opined that the injury is dangerous. Injured Mukesh is present in the Court. It is further submitted by learned counsel for the petitioner that petitioner is ready to cooperate in the trial and will present on each and every day since there is only one bullet shots injury. It is further submitted that the petitioner is languishing in judicial custody since 10.11.2023.

5. Learned APP appearing for the state has opposed the prayer of regular bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Khusharupur



P.S. Case No. 194 of 2023 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st Class, Patna City with the a condition:-

Petitioner is ready to cooperate in the trial and will present on each and every day. The petitioner will abide by the undertaking.

(Ashok Kumar Pandey, J)

Sudhanshu/-

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