

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.90303 of 2024

Arising Out of PS. Case No.-325 Year-2024 Thana- EKMA District- Saran

Robin Singh @ Rominsh Singh @ Robins Singh son of Om Prakash Singh @
Chanchal Singh village- Amdarhi, Ps- Ekma, Dist- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh No. I, Advocate

For the Opposite Party/s : Mr. Choubey Jawahr, APP

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

ORAL ORDER

3 27-03-2025 Heard Mr. Ajay Kumar Singh, learned counsel for the
petitioner and Mr. Choubey Jawahr, learned APP for the State.
Perused the case diary.

2. The petitioner seeks bail in connection with Ekma
P.S. Case No. 325 of 2024 instituted for the offence under
Sections 109 & 3(5) of the Bharatiya Nyaya Sanhita, 2023 and
Section 27 of the Arms Act.

3. Prosecution case in short is that on 10.09.2024, the
informant was attacked by two miscreants on a motorcycle, one
of whom fired at him but he narrowly escaped, and the attackers
fled towards Manjhi.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 04-10-2024. Petitioner



bears two criminal antecedents, as per disclosure made in paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. Petitioner is not named in the FIR. Name of the petitioner has transpired on the basis of confessional statement of co-accused, namely, Pankaj Kumar Singh @ Chochawa. There is no specific allegation against the petitioner. Specific allegation is against co-accused, namely, Pankaj Kumar Singh @ Chochawa. He next submits that as is evident from the FIR, informant did not sustain any injury. Charge sheet is submitted in this case.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner. Learned APP submits that co-accused, namely, Pankaj, has confessed that petitioner fled away from spot, though, allegation of firing is against co-accused, Pankaj. Motorcycle which was used by the miscreants is identified by informant in T.I. Parade.

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner, there being no allegation of firing and charge sheet being submitted, this Court is inclined to grant bail to the petitioner.



8. Let the petitioner 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 Ekma P.S. Case No. 325 of 2024.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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