IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75879 of 2026

CNR No. BRHC011091112026

Arising Out of PS. Case No.-698 Year-2026 Thana- BHABHUA District- Kaimur (Bhabua)

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Gullu Tiwari @ Golu Tiwari @ Sujeet Tiwari S/o Rajnikant Tiwari R/v- Ufarvalia, P.S.- Bhabua, District- Kaimur (Bhabua), Bihar

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Rahul Kumar
For the Opposite Party/s : Mr.Md. Ataur Rahman

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA

ORAL ORDER

2 28-10-2026 Heard the parties.

2. The petitioner seeks bail in connection with Bhabua P.S. Case No. 698 of 2026 registered for the offence under Sections 126(2), 115(2), 61(2), 109 and 3(5) of BNS and Section 27 of Arms Act.

3. The petitioner is named in the F.I.R. and is in custody since 11.07.2026.

4. The allegation against the petitioner is to open fireing causing chest injury upon the brother of the informant during the occurrence.

5. Learned counsel appearing on behalf of the petitioner submitted that as per injury report of the injured

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brother of informant namely, Punit Tiwari it appears that he received only two injury first is entry wound around 1 inch diameter present over second finger and second wound of ¼ inch present above the left elbow. It is pointed out that no injury was found upon the chest of the injured as alleged to be caused by this petitioner during the occurrence. While concluding the argument, it is submitted that petitioner is a man of clean antecedent and moreover, investigation of this case is completed, for which charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

6. Learned APP duly assisted by learned counsel for the informant while opposing the prayer of bail could not disputed the injury report as submitted aforesaid by learned counsel for the petitioner.

7. In view of aforesaid factual submission and by taking note of fact as injury report *prima-facie* appears fails to corroborate the specific allegation as raised through FIR against petitioner, to cause gun shot injury upon the chest of the injured brother of the informant, coupled with fact as

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investigation of this case has already completed wherein petitioner remains in custody since 11.07.2026, accordingly petitioner above named, is directed to be released on bail in connection with Bhabua P.S. Case No. 698 of 2026 on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Kaimur at Bhabhua /concerned court, subject to the conditions as mentioned under Section 480(3) of BNSS.

(Chandra Shekhar Jha, J)

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