

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27669 of 2015

Arising Out of PS.Case No. -17 Year- 2015 Thana -TARARI District- BHOJPUR

Abhay Rai @ Tunu Rai, son of Gangadhar Rai, resident of Village -
Kusumhi, Police Station - Tarari, District - Bhojpur.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Madan Jeet Kumar, Advocate

For the Opposite Party/s : Mr. Ashok Kr.Singh (App)

CORAM: HONOURABLE MR. JUSTICE AMARESH KUMAR LAL
ORAL ORDER

2 04-08-2015 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in a case registered for the
offence punishable under Section 307 of the Indian Penal Code
and Section 27 of the Arms Act.

The allegation against the petitioner is to have shot fire on
the informant, which did not hit anyone.

It is submitted that the date of occurrence is 3.03.2015
and the case has also been instituted on 3.03.2015, but the FIR has
been sent to the court of Chief Judicial Magistrate on 9.03.2015
after much delay. There is no repetition of firing. The petitioner
has been falsely implicated in this case due to land dispute as the
petitioner is the nephew of the informant. He has no criminal

antecedent. However, after investigation, charge sheet has already been submitted and there is no chance of tampering with the witnesses.

Considering the facts and circumstances of the case, let the above-named petitioner be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Bhojpur at Ara in Tarari P.S. Case No.17 of 2015 with the following conditions :

1. One of the bailors will be the close relative of the petitioner.
2. The petitioner will not indulge in similar or in any other offence.
3. The petitioner will be well represented in the court.
4. In case of absence for two consecutive dates or in violation of the terms of the bail, his bail bond will be liable to be cancelled by the court concerned.

(Amaresh Kumar Lal, J)

V.K. Pandey/-

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