

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48987 of 2016

Arising Out of PS.Case No. -294 Year- 2015 Thana -KESARIA District-
EASTCHAMPARAN(MOTIHARI)

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1. Rajesh Rai, son of Mahendra Rai, resident of Village- Bijdhari, P.S.
Keseriya, District - East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Shankar Shrivastava -Advocate

For the Opposite Party/s : Mr. Sri Parmeshwar Mehta-A.P.P.

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CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

02 15-12-2016

Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor.

In the background of prevailing animosity amongst
accused Balindra Rai with the prosecution party, it has been
alleged that all the accused persons variously armed, made house
trespass and then thereafter, petitioner Rajesh Rai along with
Rakesh Rai, Ram Babu Rai, Ravi Ranjan @ Tinku gave repeated
Dab blow while Arvind Rai had given *farsa* blow. It has also been
stated that Sunil Rai, Surendra Sahani, Ram Ayodhya Rai
assaulted with lathi to inmates of the house and during course
thereof, Balindra Rai, Mahendra Rai, Surendra Rai and Bhola Rai
in order to terrorize, fired indiscriminately in the air. Furthermore,
it has also been disclosed that accused persons took away the



articles so detailed therein. It is needless to say that complaint was filed after so many days of alleged occurrence. Having some sort of explanation and considering the aforesaid improbability for the sake of granting of bail, co-accused Ram Babu Rai had already been granted bail under Cr. Misc. No.26233 of 2016 vide order dated 05.07.2016 wherein the nature of the injuries having been sustained at the end of the complainant/ informant was also taken into consideration.

Accordingly, petitioner, **Rajesh Rai** is directed to 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 Chief Judicial Magistrate, East Champaran at Motihari in connection with Kesariya P. S. Case no.294 of 2015.

(Aditya Kumar Trivedi, J)

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