

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48725 of 2016

Arising Out of PS.Case No. -232 Year- 2016 Thana -DUMRAUN District- BUXAR

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1. Ajay Rai S/o Sri Raj Narayan@Mutan Rai Resident of Village- Chilhari,
P.S. Dumrao, District Buxar.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Binod Kumar Singh

For the Opposite Party/s : Dr. Indihar Kumari APP

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR MANDAL
ORAL ORDER

2 26-11-2016

Heard Mr. Singh for the petitioner and the APP for
the State.

Petitioner prays for grant of bail in Dumraon (Naya
Bhojpur O.P.) P.S. Case No. 232 of 2016 registered under
Sections 147, 148, 149, 307 and 302 of the Indian Penal Code and
Section 27 of the Arms Act.

Although the petitioner is named in the F.I.R. but the
allegation of assault to the deceased is attributed to co-accused
Nilesh Kumar @ Khakhanu. Specific allegation is against
Harendra Rai that he fired twice in air and ordered for assault. It is
stated that the deceased on account of the gun shot injury caused
by Nilesh Kumar subsequently died. It is submitted that from the
F.I.R., it would appear that it was a case of land dispute. Petitioner
is in custody since 22.09.2016 and having no criminal antecedent.

Co-accused Dharmveer Rai @ Sangram Rai and Dhananjai Rai @ Rana Rai have been released on bail vide order dated 27.10.2016 passed in Cr. Misc. No. 47148 of 2016.

Considering the aforesaid, the petitioner abovenamed 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 learned Chief Judicial Magistrate, Buxar in Dumraon (Naya Bhojpur O.P.) P.S. Case No. 232 of 2016 subject to the following conditions:

(i) One of the bailers shall be the own/close family members of the petitioner.

(ii) In case of framing of charge, the petitioner shall appear in person on each and every date fixed in the Court below. In case of default in doing so on two consecutive occasions without any cogent/satisfactory reason, the Trial Court shall have liberty to cancel the bail bond of the petitioner and secure his arrest in accordance with law.

Pankaj/-

(Kishore Kumar Mandal, J)

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