

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27812 of 2016

Arising Out of PS.Case No. -4 Year- 2015 Thana -RIGA District- SITAMARHI

Uma Shankar Rai, Son of Parikchan Rai, Resident of Village- Narsama,
P.S.- Riga, District- Sitamarhi.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner : Mr. Ashhar Mustafa, Advocate

For the Opposite Party : Mr. Ashok Kumar Singh (APP)

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 26-10-2016 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in connection
with Riga P.S. Case No. 04 of 2015 registered for the offences
punishable under Sections 394, 323, 504 and 386 of the Indian
Penal Code and under Section 27 of the Arms Act.

Case diary in the present case was called for, which has
since been received.

Learned counsel for the petitioner submits that there
was a history of previous enmity between the petitioner and the
informant of the present case, the reason assigned for such enmity
is that the petitioner had filed a case earlier against the informant
party as his son had been brutally assaulted by them for which

Riga P.S. Case No. 168 of 2014 had been lodged by the present petitioner. It is further submitted that after due enquiry, the police submitted final form and the case against the present petitioner and other accused persons has been found to be false.

In view of such facts and that there being no cogent material in the case diary to support the case of the prosecution, let the petitioner above named, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, be enlarged 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, Sitamarhi in connection with Riga P.S. Case No. 04 of 2015, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjana Mishra, J.)

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