

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No 60440 of 2017

Arising Out of PS.Case No. -166 Year- 2017 Thana -MANIHARI District- MUZAFFARPUR

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Ramchandra Rai S/o Late Maharaj Rai, aged about 67 Years, R/o Village-
Chak Mehshi, P.S.- Maniyari, District- Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr Uma Shankar Sharma, Advocate

For the Opposite Party/s : Smt Indu Kumari Srivastava, APP

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CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL ORDER

2 21-12-2017

Heard counsel for the petitioner and the State.

Petitioner is accused in Maniyari Police Station Case
No 166 of 2017 dated 14.08.2017 registered for the offence
punishable under Sections 147, 148, 149, 302 of Indian Penal
Code and Section 27 of Arms Act.

It is submitted on behalf of the petitioner that there is
no evidence against the petitioner. Even the allegations made in
the first information report are taken to be true, at best, the
allegation against the petitioner is of being present at the time and
place of occurrence. The fatal assault is attributed to one Pankaj
Rai and no overt act has been alleged against the petitioner. It is
further submitted that the petitioner has been implicated in this
case only because of some earlier disputes in relation to land



between the parties. Petitioner is in custody since 16.08.2017. He is said to be of 67 years of age and has no criminal antecedent. He submits that investigation has already been completed in this case.

Considering the aforesaid submission, prayer for bail is allowed. Let the petitioner above named be released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Muzaffarpur in connection with Maniyari Police Station Case No 166 of 2017 subject to the following conditions:

(1) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner.

(2) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Madhuresh Prasad, J)

M.E.H./-

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