

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Criminal Miscellaneous No.42857 of 2017**

Arising Out of PS.Case No. -446 Year- 2016 Thana -MARHAURA District- SARAN

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Raju Rai, Son of Jay Mangal Rai, Resident of Village- Shilhauri, Police Station- Madhaura, District Saran at Chapra.

.... .... Petitioner

Versus

The State of Bihar.

.... .... Opposite Party

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**Appearance :**

For the Petitioner : Mr. Krishna Kumar Yadav, Advocate.

For the Opposite Party : Mr. Ram Priya Saran Singh, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      20-09-2017                      Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner is languishing in custody since 17.07.2017 in a case for the offence registered under Section 302/34 of the IPC.

The prosecution story, in brief, is that the petitioner and others assaulted the father of the informant as a result of which he died in hospital.

It has been submitted by learned counsel for the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering with the witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case due to mistake of fact. General and omnibus allegation has



been made against the petitioner. No specific injury has been attributed against the petitioner.

On behalf of the learned counsel for the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned A.C.J.M. 2<sup>nd</sup>, Saran at Chapra in connection with Madhoura P.S. Case No. 446/2016, corresponding to G.R. No. 6147/2016.

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**(Sudhir Singh, J)**

