

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.10413 of 2018**

Arising Out of PS.Case No. -700 Year- 2017 Thana -BHABHUA District- BHABHUA (KAIMUR)

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1. Rakesh Kumar Seth @ Rakesh Seth Son of Moti Seth @ Moti Prasad  
Resident of Village- Bhabua, Ward No. 17, Police Station& P.O. Bhabua,  
District- Kaimur(Bhabua).

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Kumar Sunil, Adv.

For the Opposite Party/s : Mr. Smt. Nirmala Kumari, APP.

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**CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR**  
**ORAL ORDER**

2      22-02-2018                      Heard learned counsel for the petitioner and  
learned APP for the State.

Petitioner seeks bail in a case registered for  
the offences punishable under Section 307 of the Indian  
Penal Code and 27 of Arms Act.

According to FIR, the firing of this petitioner  
caused injury to informant as well as to Bageshwari Prasad  
Dwivedi, a passer by. The Doctor has found grievous injury  
on the person of Bageshwari Prasad Dwivedi caused by  
firearm injury at his neck. The Doctor has found simple  
injury on non-vital part of the body of the informant caused  
by firearm.

Submission is that the investigation has  
already completed and for land dispute, false case has been



lodged.

Petitioner has got criminal antecedent.

Considering the entire facts, let the petitioner, above named, be released on bail after framing of the charge or after four months from today whichever is earlier on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Bhabhua Police Station Case No.700 of 2017, subject to the condition that the petitioner shall fully cooperate with the trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

**(Birendra Kumar, J)**

Nitesh/-

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