

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58488 of 2018

Arising Out of PS. Case No.-130 Year-2018 Thana- DIGHA District- Patna

Ravi Dome @ Ravi Ram S/o Sri Harendra Ram @ Tribhuvan, R/o
Patharighat, Devi Asthan, Gaighat, P.S.- Alamganj, Distt.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vijay Kumar Sinha, Advocate

For the Opposite Party/s : Mr. Ajay Kumar-I

For the Informant : Mr. Kamlesh Payday, Advocate

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

4 02-11-2018

Heard learned counsel for the petitioner, learned
counsel for the State and learned counsel for the informant.

The petitioner, who is in custody, seeks bail in
connection with Digha P.S. Case No. 130 of 2018 registered for
the offence punishable under Sections 302, 120B, 34 of the
Indian Penal Code and Section 27 of the Arms Act.

Informant has alleged in the FIR that his father was
going to Digha Hatt by motorcycle on 10.03.2018 and when he
reached at Digha Hatt, co-accused persons started firing from
their pistol, as a result of which his father died.

It has been submitted on behalf of the petitioner that
petitioner is not named in the FIR. He was arrested in another
case and from which he was remanded in this case. Name of
petitioner has surfaced on the confession made by him before



police which has no evidentiary value in the eye of law.
Petitioner is in custody since 21.05.2018.

Learned Counsel for the informant has vehemently
opposed the prayer for grant of regular bail to the petitioner.

Considering the aforesaid facts and circumstances of
the case, let the petitioner named above be released on bail upon
furnishing bail bond of Rs. 10,000/- (ten thousand) with two
sureties of the like amount each to the satisfaction of learned
S.D.J.M., Patna, in connection with Digha P.S. Case No. 130 of
2018 subject to the conditions that:-

(1) Bailors should be local having
sufficient immovable property within the
jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial
and shall be represented on each and every date
fixed by the court.

(3) If the petitioner tampers with the
evidence or the witnesses of the case, in that
case, prosecution will be at liberty to move for
cancellation of bail of the petitioner.

(S. Kumar, J)

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