

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49384 of 2019

Arising Out of PS. Case No.-128 Year-2003 Thana- MOTIHARI MUFASIL District- East
Champaran

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SUKHARI RAI, Son of Late Chetharu Rai, Resident of Village - Rupdih, P.S.
- Motihari (M), District - East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rakesh Kumar No.1, Advocate

For the Opposite Party/s : Mr. Nityanand, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 09-08-2019 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 302, 307 and 427/34 of the
Indian Penal Code.

Death of grandfather of the informant was caused
while he was on a motorcycle and the Jeep of the accused
persons from behind dashed against the motorcycle. Allegation
is that due to old enmity between the parties, the accused
persons committed the deliberate act, rather the petitioner, who
was also in the same Jeep, dubbed after accident that the enemy
is already dead now.

Considering the nature of allegation, age of the
petitioner as 60 years as well as completion of investigation of



the case against the petitioner, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Rupees 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 Motihari Muffasil Police Station Case No. 128 of 2003, subject to the following conditions:-

(a) The petitioner shall fully cooperate with the investigation/trial of the case, failing which the learned court below shall be at liberty to cancel the bail bond of the petitioner.

(b) Both the bailors shall be resident of the territorial jurisdiction of the learned court below.

(Birendra Kumar, J)

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