

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.68668 of 2018

Arising Out of PS. Case No.-54 Year-2014 Thana- HAJIPUR SADAR District- Vaishali

Raju Kumar @ Raj Kumar @ Raju Ray, Son of Julum Ray @ Krishana Ray,
resident of Village- Dighi Kala, Paschmi, P.S.- Hajipur Sadar, District-
Vaishali.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Kumar

For the Opposite Party/s : Mr. Surendra Kumar

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

5 14-02-2019 Heard learned counsel for the petitioner and

learned counsel for the State.

Petitioner is accused in connection with Sessions
Trial No. 436 of 2018 arising out of Hajipur Sadar P.S. Case
No. 54 of 2014 registered under Sections 302/34 of the
Indian Penal Code and Section 27 of the Arms Act.

Learned counsel for the petitioner submits that
petitioner is in custody since 20.03.2018 having clean
antecedent. He has been arrested merely on suspicion.
There is no eye-witness of the said occurrence. The prayer
for bail of the petitioner was earlier rejected by co-ordinate
Bench of this Court by order dated 29.06.2018 passed in Cr.



Misc. No. 31736 of 2018.

A report regarding the status of the present case has been called for. From perusal of the status report, it appears that charge has been framed in this case on 07.09.2018. The case is pending for evidence. The Court below has mentioned in report that nine months time is likely to be consumed for conclusion of trial.

There is no specific allegation against this petitioner in the written report. The other co-accused Vikash Kumar has already been granted bail by coordinate Bench of this Court vide order dated 09.02.2016 passed in Cr. Misc. No. 51394 of 2015.

Having considered the facts and circumstances of the case, let the above named petitioner be released on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned 3rd Additional Sessions Judge, Vaishali at Hajipur, in connection with Hajipur Sadar P.S. Case No. 54 of 2014, corresponding Sessions Trial No. 436 of 2018 with further conditions (1) bailors should be close relative of the petitioner, (2) petitioner shall cooperate in the trial and shall be present on



each and every date fixed by the court and his absence on two consecutive dates without proper and reasonable reason will be liable to cancellation of his bail bond and (3) if petitioner tamper with the evidence or intimidate the witnesses of the case, in that event, prosecution will be at liberty to move for cancellation of bail bond of the petitioner.

(Sanjay Priya, J)

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