

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68799 of 2019

Arising Out of PS. Case No.-158 Year-2019 Thana- RUNISAIDPUR District- Sitamarhi

RAKESH KUMAR Son of Amod Rana Resident of Village-Raghopur, Police
Station-Ahiyapur, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Alok Kumar Alok

For the Opposite Party/s : Mr. Shantanu Kumar

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 04-12-2019 Heard learned counsel for the parties.

Petitioner seeks bail in a case registered for the
offence punishable under Sections 302/324 of the Indian Penal
Code & section 27 of the Arms Act.

Informant has alleged in his written complaint that on
22.04.2019 his son while going to office was stabbed in his way
and he was taken to hospital for treatment where he died. He
raised suspicion against his brother-in-law Vikash Tiwary of
killing him. Name of petitioner has transpired in this case on
the basis of confessional statement of co-accused Roshan
Kumar, from whose possession the looted mobile of deceased
was recovered.

It has been submitted on behalf of the petitioner that
nothing was recovered from the possession of the petitioner and
except said confessional statement, there is no any other
incriminating material against the petitioner. Charge-sheet has



already been submitted. Petitioner is in custody since 29.08.2019.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 20,000/- with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with Runnisaidpur P.S. Case No. 158/2019, with following conditions:-

(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 properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the court below.

(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)

Ranjeet/-

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