

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18682 of 2020

Arising Out of PS. Case No.-590 Year-2019 Thana- MANER District- Patna

MUNNA RAI, aged about 36 years, Male, S/o Vijay Rai Fauzi @ VIJAY RAI
@ FAUZI @ VIJOY RAI, R/o village- Daudpur, P.S.- Shahpur, District-
Patna ... Petitioner

Versus

The State of Bihar ... Opposite Party

Appearance :

For the Petitioner : Mr. Nilesh Kumar, Adv.
For the Opposite Party : Mr. Binod Kumar, APP

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

3 23-06-2020 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the state through video conferencing.

The petitioner seeks bail in connection with Maner P.S.
Case No. 590 of 2019, registered under Sections 147, 148, 149, 387,
307, 302, 504 and 506 of the Indian Penal Code and 27 of the Arms
Act.

The accusation is that informant, Mithlesh Kumar, was
engaged in constructing the house on his land, at that time, Hemanshu
Rai, Bhushan Rai, Ravi Ranjan Kumar, Gajendra Rai, Munna Rai, Jai
Prakash Rai and Ashok Kumar came and made demand of ransom of
rupees four lakhs. The informant made protest. Again, 25 persons,
including the aforementioned persons and petitioners, along with
unknown variously armed with weapons started damaging the new
constructed wall. When informant made protest, then, Hemanshu Rai
fired from rifle causing injury to Raj Kumar, the nephew of the
informant, Shyamakant Rai fired from rifle at labourers, which hit
Harendra Rai, a labourer, who died on spot. Jai Prakash Rai fired
from his licensed rifle, which hit at the right hand of Upendra Narain



Rai, cousin of the informant. At that time, Raj Kumar, other cousin of the informant also sustained injury. Rhitik Kumar snatched the cash of Rs.30,000/-.

Submission is that it would appear from the first information report that while the petitioner is named in the first information report along with others, but, no specific overt act has been attributed against the petitioner. Further, submission is that while the petitioner is accused in Maner P.S. Case No. 589 of 2019, as detailed in paragraph 4 of the supplementary affidavit, but, as submitted by the learned counsel for the petitioner, at bar that he is on bail.

Having regard to the facts and circumstances of the case, let the petitioner, above named be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each in connection with Maner P.S. Case No. 590 of 2019 to the satisfaction of the Judicial Magistrate, 1st Class, Danapur, Patna.

(Rajendra Kumar Mishra, J)

Shamshad/-

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