

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16041 of 2021

Arising Out of PS. Case No.-106 Year-2020 Thana- RAJAPAKAR District- Vaishali

Vinod Rai @ Vinod Kumar Suman (MES) S/O Haridwar Rai R/O Village-
Chakjainab Chaksikandar, P.S-Bidupur, District-Vaishali.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Satya Prakash Sinha, Adv.

For the Opposite Party/s : Mr.A.G.

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 07-12-2021 Heard learned counsel for the petitioner and learned
APP for the State.

Learned counsel for the petitioner undertakes to
remove the defects within three weeks. In the eventuality of
non-removal of defects within undertaken period, the office will
place the matter before the Bench.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Section 306 of the
Indian Penal Code.

Learned counsel for the petitioner submits that
petitioner is innocent and has been falsely implicated in this
case. He submits that allegation levelled against the petitioner is
general and omnibus in nature. It has been submitted on behalf
of the petitioner that he is not the family member of the
deceased or his matrimonial home and except the allegation that



at the time when the deceased had visited his matrimonial home, this petitioner also happened to be there. There is no other material present against him and as such no case under Section 306 of IPC is made out against him. He further submits that petitioner has no criminal antecedent as stated in para-3 of the bail application.

However, learned APP for the State opposes the prayer for bail and submits that petitioner has played main role in the present case.

Considering the suicide note of the deceased as annexed at Annexure-2, I am not inclined to enlarge the petitioner on bail. Accordingly, his prayer for anticipatory bail is rejected in connection with Rajapakar P.S. Case No. 106 of 2020 pending before the court of the learned A.C.J.M.-3, Vaishali at Hajipur.

If the petitioner surrenders before the learned court below and pray for regular bail, the same shall be considered by the learned court below on the same day without being prejudiced by this order.

(Anjani Kumar Sharan, J)

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