

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25728 of 2021**

Arising Out of PS. Case No.-150 Year-2020 Thana- PURNAHYA District- Sheohar

Ram Pravesh Rai S/o Late Gudri Ray Resident of Village- Naya Gaon, P.S.-
Sayampur Bhatha, District- Sheohar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Sangeet Deokuliar, Advocate
For the Opposite Party/s	:	Mr. Jagdhar Prasad, APP
For the Informant	:	Mr. Birendra Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 18-11-2021 Heard learned counsel for the petitioner, learned counsel
for the informant and learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Purnahia P.S. Case No. 150 of 2020 instituted for the offences
under Sections 120(B), 302, 307 and 34 of the Indian Penal Code
read with Section 27 of the Arms Act.

Learned counsel for the petitioner submits that from
bare perusal of the allegation as alleged in the F.I.R. it would
manifest that it was Gauri Shankar Maharaj and Neeraj Pathak
who fired on the deceased. Gauri Shankar Maharaj was
apprehended by the villagers and was beaten to death while Neeraj
Pathak was handed over to the police. Further, the F.I.R. also
alleges that one of the accused, Baba Saheb Jha fled away.

Learned counsel for the petitioner submits that
petitioner is not named in the F.I.R. and his name transpired on the



basis of whatsapp call between the petitioner and Gauri Shankar Maharaj. Further, that petitioner is in custody since 09.11.2020 and is a person with clean antecedent.

Learned counsel for the informant submits that petitioner has got five criminal antecedents. On query of the Court from the learned counsel for the petitioner that why the same has not been disclosed on which learned counsel for the petitioner submits that in all those cases petitioner has been remanded subsequent to registering of the present F.I.R.

Learned A.P.P. for the State vehemently opposes the prayer for regular bail of the petitioner.

Considering the fact that the petitioner is in custody since 09.11.2020, charges have been framed and trial has commenced, let the petitioner above named be released on bail on furnishing of bail bond of Rs. 10,000/- (Rupees Ten Thousand only) with two sureties of the like amount each to the satisfaction of learned C.J.M., Sheohar in connection with Purnahia P.S. Case No. 150 of 2020 subject to the condition as laid down under Section 437 (3) Cr.P.C.

(Satyavrat Verma, J)

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