

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30261 of 2021

Arising Out of PS. Case No.-154 Year-2018 Thana- RIGA District- Sitamarhi

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BIRENDRA MALLIK Son of Banaras Mallik Resident of Village -
Usarahiya, At present - Pakri tole, Hanuman Nagar, P.S.- Riga, District -
Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pramod Kumar Sinha, Adv.

For the Opposite Party/s : APP

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 11-08-2021 Heard learned counsel for the parties through video
conferencing.

The petitioner has preferred this application for grant
of regular bail in a case registered under section 307 and other
sections of the Indian Penal Code and section 27 of the Arms
Act.

As per the prosecution case, the petitioner and
other accused persons are alleged to have made a demand of the
extortion of Rs.10,000/ from the informant. It is further stated
that on refusal, the petitioner fired on the informant.

It is submitted by learned counsel for the petitioner
that the earlier application for bail of the petitioner was rejected
vide order dated 22.9.2020 (Annexure-1) giving liberty to the



petitioner to renew his prayer for bail after 6 months. It is further submitted that the F.I.R. was registered after a delay of 11 days with no reasonable explanation for the same. The other accused persons have already been granted anticipatory or regular bail.

Heard learned A.P.P. for the State.

Having heard learned counsel for the parties and taking into consideration grant of bail to the other co-accused together with the observation/liberty granted to the petitioner in the earlier order of rejection dated 22.9.2020 and the petitioner having remained in custody for 1 year 7 months since 3.1.2020, the Court directs the petitioner to be enlarged on bail in connection with Riga P.S. Case no.154 of 2018 on furnishing bail bond of Rs.10,000/ (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Sitamarhi.

(Partha Sarthy, J)

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