

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31649 of 2021

Arising Out of PS. Case No.-742 Year-2020 Thana- MADHAURAH District- Saran

Tarkeshwar Rai @ Fuddi Rai S/O Parma Rai R/O Village- Tehati, P.S.-
Marhowrah, District- Saran

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anant Kumar Bhaskar, Advocate

For the Opposite Party/s : Mr. APP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 27-10-2021 Let the defects, if any, be removed within four weeks
of the complete start of the physical Court.

Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is languishing in custody for the
offences punishable under Section 302/34 of the Indian Penal
Code and Section 27 of the Arms Act.

Though the petitioner was a member of unlawful
assembly. However, no specific overt-act is there against the
petitioner; rather specific overt-act of commission of fire-arm
injury is against co-accused Bhim Rai and Gajendra Kumar Rai.
The petitioner has stated on oath that he has got no criminal
antecedent. The petitioner is in custody since 09.01.2021.
Investigation of the case is already complete.



Considering the aforesaid material, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20000/- (Twenty thousand) with two sureties of the like amount each to the satisfaction of the learned Court-below where the case is pending in connection with Marhowrah P.S. Case No. 742 of 2020 with following conditions:

(a) Both the bailors shall be the resident of territorial jurisdiction of the learned Court-below.

(b) The petitioner shall fully cooperate with the trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(c) The petitioner shall not leave the country without permission of the trial Court.

(Birendra Kumar, J)

Mkr./-

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