

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35001 of 2021

Arising Out of PS. Case No.-817 Year-2020 Thana- BIHTA District- Patna

RANJAY @ BHOLA SAO S/o Late Jimdar Sao R/o village- Parari, P.S.-
Bihta, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr.Ram Niwas Prasad
For the Opposite Party/s :	Mr.Satyendra Pd.
	Mr.Sanjay Kumar Singh

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 21-09-2021 This matter is taken up for consideration through
Video Conferencing.

Heard both parties.

The petitioner seeks bail in Bihta P.S. Case No. 817 of
2020, registered for the offence punishable under Sections 307,
392 of the Indian Penal Code and section 27 of the Arms Act.

As per the prosecution case, on 10.11.2020 while the
son of informant was coming to his house after closing his shop,
on the way, some unknown miscreants riding on motorcycle
came, shot him and looted away bag containing cash of Rs. 2
lakh and other valuable article.

It is submitted on behalf of the petitioner that
petitioner is not named in the FIR. During course of



investigation, name of this petitioner has come in this case only on suspicion. No looted article has been recovered from possession of this petitioner. No test identification parade has been held till date. Further submitted that petitioner is known to the informant and Dhananjay Kumar, but none of them has identified him. Petitioner is having clean antecedent and he is in custody since 01.12.2020. Chargesheet has already been submitted.

However, counsel for the informant vehemently opposed the prayer for bail and submitted that in several paragraphs of the case diary there is ample evidence against this petitioner which goes to show his complicity in the aforesaid crime.

Considering the facts and circumstances of the case and clean antecedent of the petitioner, the petitioner above-named, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate Ist, Danapur, Patna in connection with Bihta P.S. Case No. 817 of 2020, subject to following conditions:-

(i) The petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the



court and shall remain physically present as directed by the Court and in the event of failure on two consecutive dates without sufficient reasons, his bail bond shall be liable to be cancelled by the court below.

(ii) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Prabhat Kumar Singh, J)

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