

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36636 of 2020

Arising Out of PS. Case No.-239 Year-2019 Thana- GORAUL District- Vaishali

Bojha @ Abhishek Kumar Son Of Ram Pravesh Rai Alias Sadhu Rai Resident
Of Village Kaji Chakka Nizam, Ps.- Jandaha, District- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma, Adv.

For the Opposite Party/s : Mr.Tapeshwar Sharma, APP

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 30-01-2021 Heard the learned counsel for the petitioner and Shri
Tapeshwar Sharma, the learned A.P.P. appearing for the State.

The petitioner seeks regular bail in connection with
Goraul P.S. Case No. 239 of 2019 for the offence punishable
under Section 394 of the Indian Penal Code and Section 27 of
Arms Act.

The allegation is regarding unknown miscreants
having intercepted the motorcycle of the informant, on which he
was travelling with his family members, where-after they are
stated to have fired upon his aunt and looted the motorcycle of
the informant and fled away.

The learned counsel for the petitioner has submitted
that the petitioner is innocent, has been falsely implicated in the



present case and is languishing in custody since 02.05.2020. The learned counsel for the petitioner has further submitted that the name of the petitioner has transpired in the present case upon confessional statement made by another accused of another case and the petitioner has been remanded in the present case, after he was arrested in another case. It is further submitted, by referring to paragraph no. 8 of the present petition, that the petitioner has not been put on T.I. Parade so as to prima facie connect him with the alleged crime.

Per contra, the learned Additional Public Prosecutor has vehemently opposed the prayer for regular bail, made by the petitioner.

Having regard to the facts and circumstances of the case, considering the submissions advanced by the learned counsel for the parties and taking into account the fact that the petitioner has not been put on T.I. Parade so as to connect him with the alleged crime, I deem it fit and proper to direct for release of the petitioner on regular bail.

Accordingly, the petitioner, above named, is directed to be released on regular bail on furnishing bail-bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned 1st Additional Chief Judicial Magistrate,



Vaishali at Hajipur in connection with Goraul P.S. Case No. 239
of 2019.

(Mohit Kumar Shah, J)

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