

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21021 of 2021

Arising Out of PS. Case No.-68 Year-2019 Thana- RAGHOPUR District- Vaishali

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1. Binod Rai S/O Ram Babu Ray R/O Village-Rustampur Panchpairiya, P.S-
Raghopur, District-Vaishali.
 2. Manoj Rai S/O Kapil Rai R/O Village-Rustampur Panchpairiya, P.S-
Raghopur, District-Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jay Ram Prasad

For the Opposite Party/s : Mr.Tarun Prasad Mandal

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 11-02-2022 Heard learned counsel for the petitioners and

learned APP for the State.

Learned counsel for the petitioners is expected

to honour his undertaking given in the instant case for

depositing the requisite court fee and to remove the

defects as pointed out by the office when called upon to

do so by the office.

The petitioners are apprehending their arrest in

a case registered for the offences punishable under

Sections 302/34 of the Indian Penal Code and Section

27 of the Arms Act.



It is alleged that father of the informant has been killed by gunshot firing. The informant raised a suspicion against the petitioners in killing of his father in the background of some previous enmity.

Learned counsel for the petitioners seeks permission to withdraw the petition with regard to petitioner No. 1 namely Binod Rai since he has been arrested.

Permission is accorded.

Accordingly, the petition with regard to petitioner No. 1 is permitted to be withdrawn.

It is submitted by learned counsel for the petitioners that petitioner No. 2 was not named in the F.I.R and only on the confession of the arrested person, the petitioner No. 2 has been roped in the present case. There is no eye witness to the occurrence.

Considering the aforestated facts, let the petitioner No. 2, above named, in the event of his arrest or surrender before the Court below within a period of



four weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/-(Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, IX, Vaishali at Hajipur in connection with Raghopur (Rustampur O.P.) P.S. Case No. 68 of 2019, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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