

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8278 of 2022**

Arising Out of PS. Case No.-303 Year-2021 Thana- MOTIPUR District- Muzaffarpur

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DHEERAJ KUMAR @ DHEERAJ SINGH, Son of Rudal Singh Resident of
Village- Panapur, P.S.- Minapur (Panapur O.P.), District- Muzaffarpur, Bihar.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Prabhat Kumar Singh

For the Opposite Party/s : Mr.Binod Kumar

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**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 22-06-2022 Learned counsel for the petitioner is permitted to

remove defect (s), as pointed out by the office, if any, within a

period of four weeks on resumption of physical mode.

Heard learned counsel for the petitioner and learned

APP for the State.

The petitioner has preferred this application for grant

of regular bail in a case registered under sections
397/398/400/353/307/120(B)/34 of the Indian Penal Code and

section 25(1-B)a/26/27/35 of Arms Act.

Allegation against the petitioner and other miscreants

is to commit robbery in the Bank of Baroda and during that

course, there was exchange of firing between the police and

miscreants and due to this the petitioner got injured and one



accused, Prince Kumar, died during the course of treatment.

Learned counsel for the petitioner has submitted that the petitioner has falsely been implicated in this case. From perusal of the seizure list, there is recovery of country made pistol with magazine , one live cartridge and 5 live cartridge contained in the magazine. He is also accused in one more case which is related to SC/ST Act. The petitioner is in custody since 28.09.2021.

Learned A.P.P. for the State has opposed the bail petition of the petitioner.

Considering the aforesaid facts and circumstances, the petitioner above-named, is directed to be **enlarged on bail after framing of charge** on his furnishing bail-bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate 2nd West, Muzaffarpur, Bihar, in connection with Motipur P.S. Case No. 303/2021, with following conditions :-

(1) One of the bailors must be close relative of the petitioner.

(2) The petitioner is directed to remain physically present before the learned Court below on each and every date,



failing which on two consecutive dates without reasonable cause, the bail bond of the petitioner will liable to be cancelled.

(3) If the petitioner is found involved in similar nature of offence in future, his bail bond shall stand automatically cancelled.

The application stands allowed.

(Chandra Prakash Singh, J)

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