

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14054 of 2022

Arising Out of PS. Case No.-538 Year-2021 Thana- BIDUPUR District- Vaishali

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SANJAY RAI @ SANJAY KUMAR Son of Late Rambachhan Rai Resident
of Village - Bajitpur Saidat, P.S. - Bidupur, District - Vaishali at Hajipur.

... .. Petitioner/s

Versus

The State Of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Navjot Yesu
For the Opposite Party/s : Mr. Rina Sinha

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 03-11-2022 Learned counsel for the petitioner has filed a
supplementary affidavit today in the court. Let it be kept on the
record.

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

Learned counsel for the petitioner undertakes to remove
the defects within three weeks. In the eventuality of non-
removal of defects within undertaken period, the office will
place the matter before the Bench.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections 307 and
349 of the Indian Penal Code and Section 27 of the Arms Act.

Petitioner along with other co-accused is said to have
done indiscriminate firing due to which informant's son got
injured.



Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. He submits that there is no specific overt act against the petitioner. He further submits that there is specific allegation against the co-accused Dhananjay Rai who have fired upon the injured person. He further submits that petitioner has no criminal antecedent as stated in para-3 of this application.

Learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances of the case and the fact that there is no specific overt act against the petitioner, let the above named petitioner in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Bidupur P.S. Case No. 538 of 2021, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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