

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31390 of 2022

Arising Out of PS. Case No.-165 Year-2022 Thana- MUFFASIL District- West Champaran

Rahul Kumar Son Of Munna Shah @ Munna Prasad R/O Village- Purvi
Kargahiya, P.S.- Bettiah Muffasil, District- West Champaran

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar Shrivastava,Advocate

For the Opposite Party/s : Mr.Anil Kumar,APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 01-09-2022 Let the defects, as pointed out by the office, be removed within four weeks of starting of Court proceeding in physical mode in normal course.

Heard learned counsel for the petitioner and learned APP for the State.

Petitioner seeks bail in a case registered for the offence punishable under Sections 341, 323, 324, 307, 120(B), 379, 34 of the IPC.

Specific allegation of assault to the informant and one Saddam Hussain is against Guddu Ansari and Sahid who fired upon them.

Learned counsel appearing for the petitioner submits that the petitioner has falsely been implicated in the present case. Further submits that from perusal of the FIR it appears that



the specific allegation of assault to the informant and one Saddam Hussain is against Guddu Ansari and Sahid who fired upon them. Further submits that there is no allegation of assault to anyone against the petitioner. In fact the petitioner is only a member of the Gang and the police, after investigation, submitted chargesheet against the petitioner and the petitioner is in custody since 06.03.2022.

Learned A.P.P. for the State has opposed the prayer for bail of the petitioner and submits that the petitioner carries three more cases other than the present one.

Considering the facts and circumstances of the case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Bettiah Muffasil P.S. Case No.165 of 2022, with the following conditions:-

(1) 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 on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the



witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

Nitesh/-

U		T	
---	--	---	--

