

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39406 of 2022

Arising Out of PS. Case No.-625 Year-2021 Thana- PATLIPUTRA District- Patna

RAVI KUMAR S/O RAM EKBAL SAHANI Resident of Village- Sadaquat
Ashram, Rajendra Ghat in front of Bihar Bidyapith Patna-10, P.S.- Patliputra,
District- Patna.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vijay Shankar Shrivastava
For the Opposite Party/s : Mr.Binod Kumar

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

2 15-09-2022 Let the defect(s), as pointed out by the office, be
removed within a period of four weeks from today.

Heard learned counsel for the petitioner and
learned A.P.P. for the State in virtual court proceeding.

The petitioner seeks bail in connection with
Patliputra P.S. Case No. 625 of 2021 registered for the offences
punishable under Section 399, 402 of the I.P.C. and Sections
25(1-b)(a), 26 and 35 of the Arms Act.

As per prosecution case, there is alleged recovery
of one hundred rupees as well as one mobile from the
possession of the petitioner. It is further alleged that one loaded
country made pistol alongwith four live cartridges has been
recovered from the possession of co-accused Sujit Kumar. The



petitioner is apprehended on the spot.

Learned counsel for the petitioner submits that petitioner is in custody 28.11.2021 and bears one criminal antecedent which is not similar to the present case. Charge sheet has been submitted in the case and there is no likelihood of tampering with the prosecution evidence. He further submits that petitioner is innocent and has been falsely implicated in this case on the basis of suspicion. Co-accused Dilip Kumar has already been granted bail vide Cr. Misc. No. 33172 of 2022 by this Hon'ble Court and the case of petitioner stands on similar footing. Nothing incriminating has been recovered from the conscious possession of the petitioner.

The learned A.P.P. for the State opposes the prayer for bail of the petitioner.

Considering the facts and circumstances of the case, period of custody, charge sheet has been submitted in the case and there is no likelihood of tampering with the prosecution evidence and also taking into consideration the material available on record, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-XXV-Patna



in connection with Patliputra P.S. Case No. 625 of 2021, subject to following conditions:-

(i) One of the bailors shall be either father or mother or sister or brother or wife or the person who has sworn the affidavit in bail application.

(ii) Petitioner will co-operate in trial and will remain present on all dates and absence for two consecutive dates without appropriate permission, would be a ground for cancellation of bail by the learned Trial court itself.

(iii) 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.

(Alok Kumar Pandey, J)

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