

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49305 of 2021

Arising Out of PS. Case No.-33 Year-2021 Thana- CHORAUT District- Sitamarhi

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ASHOK CHAUDHARI Son of Late Ram Chandra Chaudhari Resident of
Village - Barari Behta, P.S. - Choraut, District - Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 20-04-2022 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
offences punishable under Sections 302, 379/34 of the Indian
Penal Code.

As per prosecution case, in brief, it is alleged by the
informant Ashwani Kumar that on 23.03.2021 he received
information from his cousin on his mobile phone that someone
has committed murder of his father. Further alleged that after
committing murder of his father namely Ram Iqbal Chaudhari
theft has also been committed in his house by unknown persons.



Learned counsel for the petitioner submits that the petitioner has clean antecedents and the petitioner is not named in the F.I.R. The name of the petitioner has been transpired only on the basis of suspicion. He further submits that nothing has been recovered from the conscious possession of the petitioner and during investigation nothing has come against the petitioner. Further submits that police after investigation submitted chargesheet against the petitioner and the petitioner is in custody since 10.04.2021.

Learned APP for the State has opposed the prayer for bail of the petitioner.

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/- (Rupees 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 Choraut P.S. Case No. 33 of 2021, 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 absence on two consecutive dates without sufficient



reason, his bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witness, in that case, the prosecution will be at liberty to move for cancellation of bail.

(3) 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)

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