

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40632 of 2022

Arising Out of PS. Case No.-43 Year-2022 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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RAVI SHANKAR KUMAR S/o- Ram Karan Tanti Resident of Village -
Gachhi tola Sikandarpur Rajaura, P.S.- Mufassil, District - Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Randhir Kumar No.1, Advocate
For the Opposite Party/s : Mr.Ram Priya Sharan Singh, APP

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 18-10-2022 Heard learned counsel for the petitioner and learned
counsel for the State.

Let the defect(s), if any, as pointed out by the office
be removed within four weeks.

The petitioner is in judicial custody in connection
with Begusarai Muffasil P.S. Case No. 43 of 2022 for the
offences under Section 414 of the Indian Penal Code and
25(1b)a, 26/35 of Arms Act.

As per the prosecution story, the police upon secret
information raided the place and found three accused persons
trying to escape, they were apprehended and upon search, it is
alleged that from the petitioner herein, two live cartridges as
also four empty cartridge and mobile phone was/were



recovered/seized. As he failed to submit any document, the FIR was lodged and he was taken into custody.

Learned counsel for the petitioner submits that for the said alleged recovery shown by the police against him, he has already suffered by being in custody since 25.01.2022.

Learned APP for the State, on the other hand, opposes the prayer for bail.

Taking into account the fact that he is in custody since 25.01.2022, charge sheet stands submitted, this Court is inclined to grant him privilege of bail with conditions:

Let the petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of like amount each to the satisfaction of C.J.M., Begusarai in connection with Begusarai Muffasil, P.S. Case No. 43 of 2022, subject to the following conditions.

(i) one of the bailor should be the family member of the petitioner, who shall provide official document to show his/her bona fide;

(ii) the petitioner shall appear on each and every date before the Trial court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his/her bail bond by the Trial court itself;



(iii) the petitioner shall appear before the concerned police station every fortnight for next six months to mark attendance;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(v) the petitioner shall desist from committing any criminal offence again failing which the State shall be at liberty to take steps for cancellation of the bail bonds.

With the aforesaid observations, the bail application is allowed.

(Rajiv Roy, J)

Jagdish/Neha/-

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