

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.47860 of 2022**

Arising Out of PS. Case No.-137 Year-2022 Thana- MOHANIYA District- Kaimur (Bhabua)

1. SURENDRA RAI S/o Shivaji Rai R/o Village- Katra Kala, P.S.- Mohania, District- Kaimur (Bhabua)
2. DHIRAJ RAI S/o Sri Surendra Rai R/o Village- Katra Kala, P.S.- Mohania, District- Kaimur (Bhabua)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Ajay Kumar Thakur & ,  
Mr. Vaishnavi Singh, Advocates  
For the Opposite Party/s : Mr. Satyendra Prasad

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      20-12-2022                      Heard learned counsel for the petitioners and learned  
APP for the State.

Learned counsel for the petitioner is permitted to make  
necessary correction in the name of petitioner No. 2 in cause title of  
the main application.

Learned counsel for the petitioners is directed to remove  
the defect(s) as pointed out by the office within a period of four  
weeks.

The petitioners seek bail in a case registered under  
Sections-147, 148, 149, 447, 341, 323, 307 504 and 302 of the  
Indian Penal Code.

Allegedly, five persons including the petitioners are said  
to have assaulted the deceased with Danda. The deceased sustained



injury and died after seven days of the occurrence.

It has been submitted that the petitioner No. 1 has got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioners. The petitioners are in custody since 30-04-2022. Charge sheet has already been submitted in this case. The petitioners have falsely been implicated in the present case due to previous enmity. General and omnibus allegation has been made against the petitioners. No specific overt act is alleged against the petitioners. Death is said to have taken place after seven days of the alleged occurrence.

On behalf of the State, it is submitted that the petitioners are named in the FIR.

Considering the aforesaid facts and circumstances of the case, let the petitioners named above, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Kaimur at Bhabua in connection with Mohania P.S. Case No. 137 of 2022.

**(Sudhir Singh, J)**

A.K.V.//-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

