

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60578 of 2021**

Arising Out of PS. Case No.-1092 Year-2018 Thana- SITAMARHI District- Sitamarhi

Ravi Kumar S/O Late Surendra Rai R/O Village-Bhup Bhairo @ Bhu Bhairo,
P.S-Sitamarhi, District-Sitamarhi.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Alok Kumar Alok, Advocate

For the Opposite Party/s : Mr.Anita Kumari Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

3 11-05-2022

Heard counsel for the parties.

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

The petitioner is in custody in connection with
Sitamarhi P.S. Case No. 1092 of 2018 lodged under sections
324, 307/34 of the Indian Penal Code and 27 of the Arms Act.

As per the prosecution story, the informant alleged
that she heard firing outside her house. When she came out, one
of the bullets hit her left arm and she was injured. She alleged
that it was this petitioner who was firing and one of the bullet
hit her left arm.

Learned counsel for the petitioner submits that due to
local dispute there was differences between them which led to
his implication in this case. He further submits that for the said



occurrence he has already suffered and is in jail since 10.6.2021 (as stated in para-15 of the bail application).

Taking into account the aforesaid facts that charge-sheet has been submitted and he is in jail since 10.6.2021; this Court is inclined to grant him the privilege of bail but with certain conditions in view of the fact that he has criminal antecedent.

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 learned Chief Judicial Magistrate-I/c, Sitamarhi, in connection with Sitamarhi P.S. Case No. 1092 of 2018 subject to the following conditions:-

(i) one of the bailors should be the family members 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 reasons will entail his cancellation of bail by the Trial Court itself;

(iii) he shall appear before the concerned police station every fortnight for next six months to mark his presence;

(iv) the petitioner shall desist from committing any



criminal offence again, failing which the State shall be at liberty to take steps for cancellation of his bail bonds.

The bail application is allowed with the aforesaid observations.

(Rajiv Roy, J)

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