

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.64657 of 2021**

Arising Out of PS. Case No.-554 Year-2021 Thana- HAJIPUR SADAR District- Vaishali

1. Ranjit Rai @ Ranjit Kumar Ray Son of Late Ram Narayan Rai @ late Mandal Rai Resident of Village - Panapur Gaurahi, P.S. - Sadar Hajipur, District - Vaishali.
2. Vikash Kumar Son of Ranjit Rai @ Ranjit Kumar Ray Resident of Village - Panapur Gaurahi, P.S. - Sadar Hajipur, District - Vaishali.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

**Appearance :**

|                            |                                    |
|----------------------------|------------------------------------|
| For the Petitioner/s :     | Mr. Manish Kumar No. 2, Advocate   |
| For the Opposite Party/s : | Mr. Abhay Kumar Roy, A.P.P.        |
| For the Informant :        | Mr. Kamlesh Kumar Pathak, Advocate |

**CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA  
ORAL ORDER**

4      28-06-2022      Heard learned counsel for the petitioners and learned  
A.P.P. for the State.

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

In the present case, the petitioners seek bail in  
connection with Hajipur Sadar P.S. Case No. 554 of 2021  
registered for the alleged offences under Sections 302, 201 and  
120(B) of the Indian Penal Code.

Prosecution case is that the petitioners assaulted and  
threatened the son of the informant and a few days thereafter the  
dead body of the son of the informant was recovered floating in  
a water body and the informant named the petitioners and other  
co-accused persons for being involved in the murder of his son.



The learned counsel for the petitioners submits that there are F.I.R. itself clear that the petitioners were not the person who last seen with the deceased as the deceased went away with co-accused Arvind Kumar. The petitioners have been falsely implicated in this case merely on suspicion and no material has been found against the petitioners. The petitioners were having no dispute with the deceased as the dispute was said to be with some Prabhat Rai and the deceased was his employee. So it appears to be a false case against the petitioners.

Learned counsel for the petitioners further submits that even the postmortem report shows the death was due to Asphyxia caused by drowning and no other injury was referred in the report. The petitioners are father and son and they are in custody since 14.06.2021.

Learned counsel appearing on behalf of the informant and learned A.P.P. for the State have opposed the contention made on behalf of the petitioners. Learned counsel for the informant submits that the petitioners had threatened the deceased though there is no eye witness to the occurrence, the informant has named the petitioner on basis of his suspicion for being involved in the death of this son. Learned A.P.P. for the State submits that the petitioners are having criminal antecedent.



Having regard to the submissions made hereinabove and considering the lack of substantive material showing involvement of the petitioners and further considering the period of custody of the petitioners, the petitioners above named, are directed to be released on bail on furnishing bail bond of Rs. 20,000/- (Twenty Thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Vaishali at Hajipur in connection with Hajipur Sadar P.S. Case No. 554 of 2021, subject to the following conditions :

(i) The bail bond of the petitioners shall be accepted only after framing of charge, if not already framed.

(ii) One of the bailors will be a close relative of the petitioners.

(iii) The petitioners will remain present on each and every day fixed by the court below.

(iv) In case of absence for three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioners will be liable to be cancelled by the court concerned.

**(Arun Kumar Jha, J)**

ved/-

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