

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55867 of 2022

Arising Out of PS. Case No.-543 Year-2021 Thana- BIDUPUR District- Vaishali

PARMA KUMAR @ PARMANAND RAI son of Khakhnu Singh Resident of
Village - Saidpur Ganesh (Sahdullahpur), Police Station- Bidupur, District-
Vaishali.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ranjit Kumar Thakur

For the Opposite Party/s : Mr.Choubey Jawahar

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

2 16-12-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual mode.

The petitioner seeks bail in connection with Bidupur
P.S. Case No. 543/2021 registered for the offences punishable
under Sections 147, 148, 149, 341, 323, 307, 379, 427 of the
Indian Penal Code and Section 27 of the Arms Act and Sections
3/4 of the Explosive Substance Act.

As per prosecution case, the petitioner and others are
alleged to have exploded bomb outside the school with a view
to grab the land of the informant.

Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this
case. The petitioner is languishing in custody since 23.07.2022



and bears criminal antecedent of one case in which he is bail. The petitioner has no concern with the alleged occurrence made in the FIR. There is no specific overtact against the petitioner and the allegation is general and omnibus allegation in nature. Charge sheet has been submitted in this case and there is no likelihood of tampering with the prosecution evidence. On identical allegation co-accused Kapil Singh and Santosh Kumar have already been granted bail by the co-ordinate Bench of this Court vide Cr. Misc. No. 36408/2022 and 15173/2022 and the case of present petitioner stands on similar footing.

The learned A.P.P. for the State vehemently opposes the prayer for bail of the petitioner.

Considering the facts and circumstances of the case, period of custody, on similar allegation co-accused persons have already been granted bail, charge sheet has already been submitted in this case and there is no likelihood of tampering with the prosecution evidence, argument advanced on behalf of both sides and also taking into consideration the material available on record, let the petitioner above named be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Vaishali at



Hajipur in connection with Bidupur P.S. Case No. 543/2021,
subject to following conditions:-

(i) One of the bailors shall be either father or mother
or sister or brother or wife or the person who has sworn the
affidavit in bail application.

(ii) Petitioner will co-operate in trial and will remain
present on all dates and absence for two consecutive dates
without appropriate permission, would be a ground for
cancellation of bail by the learned Trial court itself.

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

(Alok Kumar Pandey, J)

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