

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68956 of 2021**

Arising Out of PS. Case No.-488 Year-2021 Thana- DAUDNAGAR District- Aurangabad

RAVI KUMAR Son of Basudeo Singh Resident of Village- Dhewahi, P.S.-
Daudnagar, District- Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prabhat Kumar Dipak, Adv
For the Opposite Party/s : MrAnil Kumar, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER**

3 17-05-2022 Let the defects, as pointed out by the office, be removed within four weeks of starting of Court proceeding in physical mode in normal course.

Heard learned counsel for the petitioner and learned APP for the State.

Petitioner seeks bail in a case registered for the offence punishable under Sections 147, 148, 149, 341, 323, 120(B), 384, 302, 504 of the IPC and Section 27 of Arms Act .

An FIR has been lodged by the informant Arvind Kumar Singh alleging therein that FIR named accused persons including the petitioner herein forcefully tried to take his son namely Mayank Kumar @ Dablu inside the vehicle with an intention to kidnap him. Mayank Kumar resisted and somehow



manage to escape from there. The accused persons followed him in order to chase him. Following this Ashok Singh opened fire on Mayank which hit Ravi Kumar, Balvir and Sanoj. Mayank fell down to save his life. Following which the FIR named accused persons including the petitioner Ravi Kumar and 20-25 unidentified persons, who were having lathi, danda, iron rod and pistol in their hands, assaulted Mayank Kumar. Thereafter the accused persons locked him inside the Community Health Centre, Dhewhi. There informant after knowing about the occurrence informed the police who took the injured to Sadar Hospital, Aurangabad from where he was referred to Narayan Hospital, Jamuhar for better treatment where he was declared dead. He further stated that the accused persons beaten up the deceased to death for extortion.

Learned counsel appearing for the petitioner submits that the petitioner has clean antecedent. He has falsely been implicated in the present case. He further submits that it appears from the FIR that there is general and omnibus allegation against all the accused persons including the petitioner. There is no specific allegation against the petitioner and the police, after investigation, submitted chargesheet



against the petitioner and the petitioner is in custody since 05.09.2021.

Learned A.P.P. for the State has opposed the prayer for bail of the petitioner.

Considering the facts and circumstances of the case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Daudnagar P.S. Case No.488 of 2021, with the following conditions:-

(1) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(2) 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.

And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at



any stage, it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

Nitesh/-

U		T	
---	--	---	--

