

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69495 of 2021

Arising Out of PS. Case No.-368 Year-2021 Thana- CHAPRA TOWN District- Saran

LADDU RAI Son of Late Ram Badan Rai Resident of Village - Purbi Rouza
Ward No.45, P.s.- Chapra Town, Distt.- Saran (Chapra)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Brij Kishor Mishra, Adv.

For the Opposite Party/s : Mr. Prem Kumar Jha, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 23-05-2022 Heard Mr. Brij Kishor Mishra, learned counsel for
the petitioner and Mr. Prem Kumar Jha, Additional Public
Prosecutor for the State.

Petitioner seeks regular bail in connection with U.T.
No. 215 of 2021 arising out of Chapra Town PS Case No.
368/2021 registered for the offence punishable under Sections
147, 148, 149, 341, 323, 447, 337, 307, 504 of the IPC and 27 of
the Arms Act.

Three accused persons along with some unknown
miscreants arrived at the shop of the informant and started
pelting stones, bricks etc. It has further been alleged that
someone from the accused persons made open firing due to
which one passerby namely, Ravi Kumar sustained fire-arm
injury.



Learned counsel for the petitioner submits that the petitioner has falsely been implicated in this case as counter blast to a case lodged by the petitioner bearing Chapra Town PS Case No. 367/2021 against the son of the informant and others in which the petitioner had also sustained injury. According to the petitioner, the son of the informant and others assaulted the petitioner during which someone opened firing causing injury to the passerby, Ravi Kumar and the statement of Ravi Kumar was recorded in course of investigation wherein he has disclosed the names of Tuntun Singh, Manoj Singh, Prince Kumar and Shekhar Singh. Referring to the supplementary affidavit, learned counsel submits that the injured, Ravi Kumar has also lodged a complaint bearing Complaint Case No. 2461/2021 in which the aforesaid four persons were made accused. Next submission is that the petitioner is in custody since 11.07.2021 and the charge-sheet has already been submitted.

Regards being had to the submissions made by the parties and taking into consideration the material on record and the fact that the case lodged by the petitioner is prior to the present FIR and the statement of the injured person, Ravi Kumar made during course of investigation as stated by the petitioner in para-5 of this application and both the parties are



co-villagers, petitioner is in custody since 11.07.2021 and the charge-sheet has already been submitted, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, LADDU RAI be released on bail on furnishing bail bond of Rs. 20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of Smt. Rubi Kumari, learned Judicial Magistrate 1st Class, Chapra, Saran/ the court concerned in U.T. No. 215 of 2021 arising out of Chapra Town PS Case No. 368/2021.

(Anil Kumar Sinha, J)

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