

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13 of 2022

Arising Out of PS. Case No.-172 Year-2021 Thana- JAMHOR District- Aurangabad

RAHUL SINGH @ ROHIT SINGH S/O YOGENDRA SINGH RESIDENT
OF VILLAGE- RASALPUR, P.S. AKANGARSARAI, DISTRICT-
NALANDA (BIHAR)

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bhaskar Shankar, Adv.

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

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 11-03-2022 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in connection with
Jamhore P.S. Case No. 172 of 2021 registered for the offence
under Sections 307, 379, 341, 323, 448, 504, and 34 of the
Indian Penal Code.

The petitioner along with his associates are said to
have assaulted the informant including his family members
by deadly weapon as a result of which they sustained
injuries.

Learned counsel appearing for the petitioner
submits that the petitioner, who is of clean antecedent, is
innocent and has falsely been implicated in this case. In fact,



there is general and omnibus allegation against the petitioner and no specific allegation of assault is attributed to the petitioner. He further submits that the specific allegation of assault is attributed to the co-accused, Gautam Kumar, who allegedly gave Khanti blow upon the daughter of the informant causing injury on her head. He also submits that there is case and counter case between the parties. Moreover, the co-accused namely Bijendra Singh has already been granted bail by the court below itself. The petitioner is rotting in judicial custody since 13.11.2021.

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, above named, petitioner 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 A.C.J.M.-III, Aurangabad in connection with Jamhore P.S. Case No. 172 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 canceled 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)

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