

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72345 of 2021

Arising Out of PS. Case No.-186 Year-2020 Thana- SAKRA District- Muzaffarpur

SURENDRA RAI Son of Late Ram Autar Rai Resident of Village -
Raghunathpur Donma, P.s.- Saraiya, Distt.- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raju Kumar

For the Opposite Party/s : Mr.Parmanand Kumar

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

3 24-08-2022 Heard learned counsel appearing on behalf of the
petitioner and learned counsel appearing on behalf of the State.

Let the defect(s), if any, be removed within a period of
four weeks from today.

The petitioner seeks bail in connection with Sakra P.S.
Case No. 186 of 2020 registered for the offence under Sections
147/148/149/341/323/307/302 of the Indian Penal Code.

The accused/petitioner is named in the F.I.R. and is in
custody since 13.08.2021

The allegation against the petitioner is to commit murder
of the brother-in-law of the informant along with other co-accused
person for the reason founded over road-rage.

Learned counsel appearing on behalf of the petitioner
submitted that the allegation against the petitioner is very much
general and omnibus, as regard to fatal assault. It has further been



submitted that similarly situated co-accused person has already been granted bail by one of the learned co-ordinate Bench of this Court through Cr. Misc. No. 14902 of 2021 dated 14.09.2021. It is also submitted that petitioner is a man of clean antecedent. While concluding the argument, it is submitted that investigation of this case has been completed, for which, charge-sheet has already been submitted, as such, there is no chance of tampering with the evidence.

Learned APP, while opposing the prayer of bail, fairly conceded the fact that allegation as regard to fatal assault is very much general and omnibus against this petitioner.

Considering the facts and circumstances as mentioned above, as the allegation as regards to fatal assault is general and omnibus, where, petitioner is a man of clean antecedent coupled with the fact that charge-sheet has already been submitted in this case, let the petitioner, above named, is directed to be released on bail in connection with Sakra P.S. Case No. 186 of 2020 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned ACJM-12th, Muzaffarpur/concerned court, subject to the conditions as mentioned under Section 437(3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

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