

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4056 of 2023

Arising Out of PS. Case No.-50 Year-2022 Thana- INDUSTRIAL AREA District- Vaishali

RAVINDRA KUMAR Son of Arvind Singh @ Arvind Kumar Singh R/V-
Khilwat P.S- Bidupur, Dist- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar Singh, Adv.

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

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 20-06-2023 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in connection with Industrial
Area P.S. Case No. 50 of 2022, G.R. No. 1366 of 2022 registered for
the offence under Sections 302/34 of the Indian Penal Code and
Section 27 of the Arms Act.

The brother of the informant and his rescuer, Lala Ray
are alleged to have been shot fired with intention to kill them by
the miscreants as a result of which brother of the informant died
during course of treatment and Lala Ray died on the spot.

Learned counsel appearing for the petitioner submits
that the petitioner is innocent and has falsely been implicated in
this case merely on the basis of suspicion and on the basis of
confessional statement of the co-accused, Sujit Kumar Singh. He



further submits that except the suspicion and confession of the co-accused, no cogent material has surfaced against the petitioner to suggest his involvement in the alleged occurrence. He further submits that it has come during investigation that co-accused, Amresh Kumar @ Amul Singh Yadav and Shashi Bhushan Kumar have fired upon the deceased causing them death. He further submits that there is no accusation of assault or any overt act is attributed to the petitioner. He further submits that the police after investigation has submitted charge-sheet in this case against the petitioner. The petitioner has been remanded in this case on 30.07.2022 since then he is in judicial custody.

Learned A.P.P. for the State has opposed the prayer for bail of the petitioner and submits that the petitioner carries nineteen more cases other than the present one even though he has been allowed bail in eleven cases.

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 Chief Judicial Magistrate, Vaishali at Hajipur in connection with Industrial Area P.S. Case No. 50 of 2022/ G.R. No. 1366 of 2022 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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