

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8665 of 2023

Arising Out of PS. Case No.-59 Year-2022 Thana- RAGHOPUR District- Vaishali

KARU RAY @ KARU RAI Son of Shatrudhan Ray R/v- Ibrahimabad, P.S.-
Raghopur, District- Vaishali at Hajipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mukul Kumari, Adv.

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

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 09-05-2023 Heard learned counsel for the petitioner and learned A.P.P.
for the State.

The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 147, 148, 149, 341, 323, 379, 307, 504 of the Indian Penal Code and Section 27 of the Arms Act.

Allegedly, petitioner and the co-accused persons armed with deadly weapons came at the shop of the informant's brother Raju Rai and abused and assaulted him. On information, when the informant reached there, all the accused persons also assaulted him. Petitioner and one Mukesh Rai are said to have fired from their pistol with an intention to kill the informant, but anyhow he saved himself.

It is submitted by learned counsel for the petitioner that petitioner is quite innocent and has committed no offence. No such occurrence as alleged ever took place. He has been falsely



implicated in this case due to ulterior motive. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. The entire prosecution case is false and concocted. No person was got injured. Similarly situated co-accused persons have been enlarged on bail by this court vide order dated 15.09.2022 passed in Cr. Misc. No. 32996 of 2022. Petitioner has two criminal antecedents as mentioned in para-3 of this application.

Learned APP for the State opposed the prayer for bail.

Having regard to the facts and circumstances of the case, the similarly situated co-accused persons have been granted anticipatory bail, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Raghapur P.S. Case No. 59 of 2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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