

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11157 of 2023

Arising Out of PS. Case No.-375 Year-2022 Thana- RANIGANJ District- Araria

Ranjeet Kr. Yadav @ Ranjeet Kr. Raja @ Ranjeet Kumar Yadav S/O
Jaychandra Singh @ Jaychand Singh Yadav R/V- Koshkapur Uttar, P.S.-
Raniganj, District- Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gopal Kumar Jha, Advocate

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

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 04-05-2023 Learned counsel for the petitioner is permitted to
make necessary correction in paragraph no. 1 of the bail petition
during the course of the day.

Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Petitioner seeks bail, who is in custody since
03.11.2022 in connection with Raniganj P.S. Case No. 375 of
2022 , F.I.R. dated 02.11.2022 for the offences punishable under
Sections 399, 402 of the Indian Penal Code and under Section
25 (1-b)A/26/35 of Arms Act.

According to prosecution case, On 02.11.2022 the
informant alongwith his colleague police personnel on day of
patrolling when came at Raniganj market at around 1:15 P.M.,
he received secret input about assembling of criminals preparing
to commit crime in the house of petitioner Rupesh Kumar who



is also equipped with fire arms, then informant informed second patrolling party to conduct joint operation and then the joint team raided the premises of petitioner where seeing the police party, the culprit started running from there but on chase, 07 culprits were caught.

Learned counsel for the petitioner submits that petitioner has clean antecedent and he has falsely been implicated in the present case merely on the basis of suspicion. He further submits that it appears from the FIR as well as seizure list that no incriminating article has been recovered from the conscious possession of the petitioner rather recovery has been made from the other co-accused person. He further submits that the police after investigation submitted the charge sheet against the petitioner and the petitioner is in judicial custody since 03.11.2022.

The learned Additional Public Prosecutor for the State has vehemently opposed the prayer for bail of the petitioner and submits that petitioner carries one criminal antecedent other than the present one.

Considering the aforesaid facts and circumstances, let the petitioner, above named, 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 the learned S.D.J.M. Araria, in connection with Raniganj P.S. Case No. 375 of 2022, subject to 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 absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled 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.

3. 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)

Aditi/Vikas

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