

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28582 of 2023

Arising Out of PS. Case No.-49 Year-2021 Thana- SAMASTIPUR MUFFASIL District-
Samastipur

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Ravi Ranjan Kumar Son of Ranjeet Ray Resident of village - Bejha Deeh,
Ward No.- 2, P.S.- Muffasil, Distt.- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Mukesh Kumar No1 Mr. Anshu Dhar Sharma, Advocates
For the Informant	:	Mr. Dilip Kr. Roy, Advocate
For the State	:	Mr. Gauri Shankar Gupta, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 27-07-2023 Heard learned counsel for the petitioner, learned
counsel appearing on behalf of the Informant and learned APP
for the State.

Petitioner seeks bail, who is in custody since
11.10.2022, in connection with Muffasil P.S. Case No. 49 of 2021,
F.I.R. dated 27.01.2021 registered for the offences punishable
under Sections 341, 323, 307, 302, 504 and 120B of the Indian
Penal Code.

Allegation against the petitioner is of assaulting the
deceased namely Ranjay Kumar by iron rod and khanti on his
head due to which he died in course of treatment.

Learned counsel for the petitioner submits that the
petitioner has clean antecedent and he has been falsely



implicated in the present case due to admitted previous land dispute between the parties. He further submits that from perusal of the F.I.R. it appears that there is general and omnibus allegation against all the accused persons including the petitioner. He further submits that co-accused namely Sanjay Ray @ Sanjay Kumar Ray has been granted bail by a Coordinate Bench of this Court vide order dated 27.03.2023 passed in Cr. Misc. No. 72169 of 2022, another co-accused person namely Pawan Ray @ Pawan Kumar Ray has been granted the privilege of anticipatory bail by a Coordinate Bench of this Court vide order dated 24.09.2021 passed in Cr. Misc. No. 42530 of 2021 respectively.

Learned counsel appearing on behalf of the Informant as well as learned APP for the State, on the other hand, on the basis of material available on record and the case diary, vehemently opposed the prayer for bail and submits that it appears from the F.I.R. itself that the petitioner assaulted the deceased namely Ranjay Kumar with iron rod and there is specific and direct allegation against the petitioner and the postmortem report also supports the allegation as alleged in the F.I.R.

Considering the aforesaid facts that there is direct and specific allegation against the petitioner, I am not inclined to enlarge the petitioner on bail in connection with Muffasil P.S.



Case No. 49 of 2021 pending in the Court of learned Additional
District & Sessions Judge-X, Samastipur.

Prayer is refused.

(Rajesh Kumar Verma, J)

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