

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29898 of 2023

Arising Out of PS. Case No.-51 Year-2021 Thana- MADHWAPUR District- Madhubani

SUBODH KUMAR RAUT @ SUBODH RAUT @ SUBODH KUMAR son
of late Tej Narayan Raut Village- Sursand ward no-7, Ps- Sursand Dist-
Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Hans Lal Kumar, Advocate

For the Opposite Party/s : Mr.Surendra Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

3 21-06-2023 Heard the parties.

The petitioner has been arrested in connection with
Madhwapur P.S. Case No. 51 of 2021 under sections 395 and
397 of the Indian Penal Code lodged on 20.04.2021 by the
informant, Shreajul Rayeen.

As per the FIR, the informant has alleged that one
person asked him to open the door but when the door was
opened, he saw 6-7 persons standing who started beating him.
It is further alleged that they forcibly made his son to open the
room whereafter he was also attacked on his head. The accused
persons had complete knowledge of the presence of Rs. 20 lakhs
in the house and they straightway demanded money from his
son. It is further alleged that accused persons finally decamped



with the ornaments and Rs. 6 lakhs of Nepali currency by injuring some other family members including throwing bombs before they left the place of occurrence.

As per the report dated 10.05.2023, the case has been committed to the Court of sessions on 08.05.2023.

Considering the fact that the petitioner is in custody since 14.07.2020 (paragraph 16 of the bail petition) i.e. almost three years and there is delay in conclusion of trial, this Court is inclined to grant him the privilege of bail with conditions.

Let the petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, Madhubani in connection with Madhwapur P.S. Case No. 51 of 2021, subject to the following conditions:-

(i) one of the bailor should be the family member of the petitioner who shall provide official document to show his/her *bona fide*;

(ii) the petitioner shall appear on each and every date before the Trial court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his/her bail bond by the Trial court itself;

(iii) the petitioner shall appear before the concerned



police station every fortnight for next six months to mark attendance;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of his bail bonds;

(v) the petitioner shall desist from committing any criminal offence again failing which the State shall be at liberty to take steps for cancellation of the bail bonds.

(Rajiv Roy, J)

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