

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39969 of 2023

Arising Out of PS. Case No.-494 Year-2021 Thana- VAISHALI District- Vaishali

SAMBHU RAI @ SHAMBHU RAY son of Late Fuldeo Rai @ Fulchandra
Ray Village- Sorhatha Ps- Vaishali OP- Belsar, Dist- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Dr. Bipin Chandra, Adv.
For the State	:	Mr. Rajendra Singh, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH

ORAL ORDER

2 28-07-2023 Heard Mr. Dr. Bipin Chandra, learned counsel

appearing on behalf of the petitioner and Mr. Rajendra Singh,

learned A.P.P. for the State.

2. The petitioner apprehend his arrest in connection
with Vaishali P.S. Case No. 494 of 2021, dated 11.12.2021,
registered under Sections 147, 148, 149, 323, 341, 337, 427,
454, 380, 307, 504, 506, 452 of the Indian Penal Code and 27
of the Arms Act.

3. The allegation against the petitioner is that he
along with 250 other persons assaulted the informant and
others and also looted cash and jewellery. When the Police
personnel came to pacify the violence, they also received



injury.

4. Learned counsel appearing on behalf of the petitioner submits that petitioner is innocent and falsely been implicated in the case. General and omnibus allegation has been levelled against the petitioner. One criminal case arising out of the same incident is lodged against the petitioner.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of pre-arrest bail to the petitioner.

6. Considering the nature of allegation and the fact that the general and omnibus allegation has been levelled against the petitioner and he has been falsely implicated in the case, 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 four weeks from today, on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Vaishali at Hajipur in connection with Vaishali P.S. Case No. 494 of 2021, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

7. The Court below is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases as what has been



stated in paragraph no. 3 of the bail application, this order will
automatically loose its force.

(Purnendu Singh, J)

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