

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41316 of 2023**

Arising Out of PS. Case No.-122 Year-2021 Thana- KEWATI District- Darbhanga

MANISH KUMAR RAY Son of Kishori Ray Resident of village - Dhanga,
P.S. - Arer, Distt. - Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravi Prakash, Advocate

For the Opposite Party/s : Mr. Bharat Lal, APP

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER**

2 05-07-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks bail in a case registered for the offences punishable under Section 353, 302, 120B and 34 of the Indian Penal Code and under Section 30(a) of the Bihar Excise Act.

The learned counsel for the petitioner submits that earlier the bail application of the petitioner was rejected by order dated 25.02.2022 in Criminal Miscellaneous No. 69053 of 2021 on the ground that petitioner was sitting in a Scorpio vehicle which was carrying 450 liters of liquor and while fleeing the driver dashed a constable who died subsequently.

The learned counsel for the petitioner next submits that the driver of the vehicle Madhuresh Kumar has been granted the privilege of regular bail by order dated 05.07.2023 in Criminal Miscellaneous No. 40697 of 2023 on the ground



that the charges against him have been framed. It is next submitted that the charges against the petitioner herein have also been framed.

Learned A.P.P. for the State opposes the prayer for bail of the petitioner.

Considering the submission made by the learned counsel for the petitioner, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten 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 Keoti P.S. Case No. 122 of 2021.

One of the bailors of the petitioner shall be his father namely Kishori Ray.

Further, in the event, if the learned Trial Court comes to a conclusion that petitioner after his release is trying to delay the trial in any manner, then the learned Trial Court shall be at liberty to cancel his bail bonds and to take all coercive steps to ensure that petitioner is behind bar.

(Satyavrat Verma, J)

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