

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55907 of 2023

Arising Out of PS. Case No.-285 Year-2023 Thana- CHAPRA TOWN District- Saran

Baleswar Rai, Son Of Late Inerdeo Rai Resident Of Village - Chhota Telpa,
Police Station - Chapra Town, District - Saran

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Krishna Kumar Yadav

For the Opposite Party/s : Mr.Mritunjay Kumar Nirala

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 25-08-2023 1. Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in anticipation of his
arrest in a case registered for the offences punishable under
Sections 341, 323, 379, 353, 504, 506/ 34 of the of the I.P.C.
and Section 37 of the Excise Act.

3. The learned counsel for the petitioner submits that
the petitioner is a person with clean antecedent and the
informant alleges that accused persons assaulted him with an
iron pipe causing injury on head and even looted his gold chain
and one Amarjit Rai, who was apprehended in an intoxicated
condition, who disclosed the name of the petitioner.

4. The learned counsel for the petitioner submits that
petitioner has been falsely implicated in the present case. It is



next submitted that his name transpired based on confessional statement of Amarjit Rai in police custody, which does not have any evidentiary value, when admittedly petitioner is a person with clean antecedent.

5. Learned A.P.P. opposes the bail application.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner, above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District & Sessions Judge-2nd-cum-1st Exclusive Special Judge, Excise, Saran at Chapra in connection with Chapra Town P. S. Case No.285 of 2023, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

7. The application stands allowed.

(Satyavrat Verma, J)

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