

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63675 of 2022

Arising Out of PS. Case No.-206 Year-2021 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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Rahul Kumar @ Rahul Dass S/O Suresh Dass R/O - Ward No. 13, (Near
Bhagwati Ashthan), Nagdah, P.S.- Muffasil (Singhaul O.P), Distt- Begusarai.
... .. Petitioner/s

Versus

The State of Bihar Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pritish Kumar Lal
For the Opposite Party/s : Mr.Shailendra Kumar

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 16-01-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections 302/34 of
the Indian Penal Code and Section 27 of the Arms Act.

As per FIR, the petitioner and other accused persons
fired upon the informant's son, on account of which, he died on
way to hospital.

Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case. Though, after investigation, police submitted final form
showing the case not true against the petitioner, but differing
with the same, the learned court below took cognizance against
the petitioner and all FIR named co-accused persons. He
submits that similarly situated co-accused has already been



granted bail by a coordinate Bench of this Court vide order dated 20.12.2022 passed in Cr. Misc. No. 54226 of 2022. He further submits that petitioner has no criminal antecedent as stated in para-3 of this application.

Learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances of the case, let the above named petitioner in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five 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 Begusarai Muffasil P.S. Case No. 206 of 2021, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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