

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.73128 of 2022

Arising Out of PS. Case No.-229 Year-2021 Thana- HAJIPUR SADAR District- Vaishali

Bhikhari Ray S/O Sri Moti Ray R/O Village- Jadhua Gardaniya Chowk, P.S-
Hajipur Town, District- Vaishali

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bela Singh, Advocate

For the Opposite Party/s : Mr.Md. Matloob Rab, A.P.P

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 06-04-2023 Learned counsel for the petitioner is permitted to
remove defect (s), as pointed out by the office, if any, within a
period of four weeks on resumption of physical mode.

Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner has preferred this application for grant
of regular bail in connection with Hajipur Sadar P.S. Case No.
229 of 2021 dated 07.03.2021 registered for the offence
punishable under sections 364 and 365 read with 34 of the
Indian Penal Code.

As per the prosecution case, the petitioner and co-
accused persons are alleged to have abducted the informant's
husband with intent to kill on account of land dispute.

Learned counsel for the petitioner has submitted that
the petitioner is innocent and has falsely been implicated in this
case. There is general and omnibus allegation against the



petitioner. There is no eye witness in this case. There is land between petitioner's mother Chanda Devi and Chandeshwar Rai, father of victim. The petitioner mother Chanda Devi had filed T.S. No. 135 of 2006 against Chandeshwar Rai, which was decided in her favour. The other co-accused person has already been granted bail by the Co-ordinate Bench *vide* order dated 11.10.2022 passed in Cr. Misc. No. 5355 of 2022. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 22.09.2022.

Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Vaishali at Hajipur in connection with Hajipur Sadar P.S. Case No. 229 of 2021.

The application stands allowed.

(Chandra Prakash Singh, J)

atul/-

U		T	
---	--	---	--

