

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7434 of 2024

Arising Out of PS. Case No.-263 Year-2023 Thana- MAHARAJGANJ District- Siwan

Vipul Patel S/o Lalbabu Patel @ Lal Babu Rawat R/o Vill - Pateri, P.S. -
Maharajganj, Dist. - Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kumari Anupam, Advocate

For the Opposite Party/s : Mr. Dashrath Mehta, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 17-02-2024 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner seeks regular bail in connection with
Maharajganj P.S. Case No.263 of 2023, lodged on 23.09.2023,
under Sections 147/149/341/323/324/307/302/504/506/120B of
the I.P.C.

3. As per the prosecution, the FIR has been lodged
against 11 accused persons against whom there is allegation that
they all attacked on the informant's grand-son. Their attack
resulted into killing of his grand-son.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. Counsel
submits that there is no specific allegation against him that he



has assaulted the grand-son of the informant. He is only members of the mob. Counsel for the petitioner further submits that the petitioner is in custody since 24.09.2023 having no criminal antecedent.

5. Learned counsel for the State opposes the prayer for bail and submits that the member of mob whose name is there has caused death of the informant's grand-son.

6. In the present facts and circumstances of this case and the submissions made above, let the petitioner, above named, be granted bail **only after framing of the charge, if not framed**, on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned ACJM-VI, Siwan, in connection with Maharajganj P.S. Case No.263 of 2023, subject to the conditions as laid down under Section 437(3) of the Code of Criminal Procedure with other following conditions:

(i) One of the bailor should be the family member of the petitioner who shall provide official document to show his bona fide;

(ii) The petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his bail



bonds by the Trial Court itself;

(iii) The petitioner shall appear before the concerned police station every month for one year to mark attendance;

(iv) The petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidence, failing which the State shall be at liberty to take steps for cancellation of the bail bonds; and

(v) The petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of the bail bonds.

(Dr. Anshuman, J)

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