

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21560 of 2024

Arising Out of PS. Case No.-347 Year-2023 Thana- SAHPUR District- Patna

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Budhan Rai SON OF LATE RAM BABU RAI RESIDENT OF VILLAGE-
GANGHARA (FUTANI BAZAR), PS- SHAHPUR, DISTT- PATNA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ghanshyam Tiwary, Adv.

For the Opposite Party/s : Mr.Mukesh Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 13-03-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
S.Tr. No.1186 of 2023, arising out of Shahpur P.S. Case No.347
of 2023, lodged under Sections 307, 302, 34 of the I.P.C. read
with section 25(9) of Arms Amendment Act, 2019.

3. Learned counsel for the petitioner submits that the
bail application of the petitioner has earlier been rejected vide
order dated 11.10.2023 passed in Cr. Misc. No.64717 of 2023 in
which liberty was granted to him to renew his prayer for bail
two months after framing of charge.

4. Counsel further submits that the charge has already
been framed in this case on 11.12.2023.

5. Learned counsel for the State opposes the prayer



for bail.

6. In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail on furnishing bail bonds of Rs. 30,000/- (Rupees Thirty Thousand Only) with two sureties of the like amount each to the satisfaction of learned J.M.F.C., Danapur (Patna) in connection with S.Tr. No.1186 of 2023, arising out of Shahpur P.S. Case No.347 of 2023, subject to the conditions as laid down under Section 437(3) of Cr.P.C. 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.

7. With this observation, the bail application stands allowed.

(Dr. Anshuman, J.)

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