

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62604 of 2024

Arising Out of PS. Case No.-458 Year-2023 Thana- BOCHAHAN District- Muzaffarpur

Manoj Ray Son of Dhaneshwar Ray Resident of Village- Ballipur Rusulpur,
P.S.- Bochahan, Distt.- Muazaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Rupesh Kumar, Advocate
For the Opposite Party/s	:	Mr. Jitendra Kumar Singh, APP
For the Informant	:	Mr. Ratneshwar Prasad, Advocate
		Ms. Nitu Kumari, Advocate

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 30-08-2024 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

2. The petitioner seeks bail in Bochahan P.S. Case No.
458 of 2023, instituted for the offences punishable under
Sections 147, 149, 341, 323, 447, 325, 307, 379, 354B, 504 and
506 of the Indian Penal Code.

3. The prosecution case, in short, is that, the petitioner
along with other assaulted the informant along with his family
members due to which they sustained injury.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. No incriminating material has been recovered from



the conscious possession of the petitioner. Learned counsel for the petitioner also submitted that there is no specific allegation attributed towards the petitioner. The allegations levelled against the petitioner is general and omnibus in nature. It is alleged that the petitioner along with other co-accused have assaulted father of the informant namely Anoop Rai by means of iron rod due to which he sustained injury which is grievous in nature. There is case and counter case between the parties. The petitioner surrendered before the Court below on 08.07.2024 and since then he is in custody. The petitioner has got two criminal antecedents.

5. Learned counsel for the informant and learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, case and counter case and taking into account the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Bochahan P.S. Case



No. 458 of 2023, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Rajorshi/-

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