

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81763 of 2024

Arising Out of PS. Case No.-298 Year-2024 Thana- ATRI District- Gaya

Piyush Raj Son of Chunchun Singh Resident of Teachers Colony, P.S.-
Wazirganj, Distt.- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Dinu Kumar, Advocate Mr. Vardaan Mangalam, Advocate Mrs. Ritika Rani, Advocate Ms. Himja Gautam Singh, Advocate Ms. Rupali, Advocate
For the Opposite Party/s :		Mr. Lalan Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 04-12-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. In the present case, the petitioner seeks bail in connection with Atri P.S. Case No. 298 of 2024, registered on 15.08.2024 for the alleged offences under Sections 127(1), 127(2), 115(2), 132, 3(5) of BNS, 2023.

3. As per prosecution case, police received secret information about a person bringing illicit liquor on a stolen motorcycle. The motorcycle was intercepted and while it was being checked, 3-4 persons on a four wheeler reached there and entered into scuffle with the informant and started assaulting him. Meanwhile, police party reached there and one of the



miscreants was apprehended, who is the present petitioner, who also disclosed the name of other persons.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case and nothing incriminating has been recovered from the person or possession of the petitioner. The petitioner was merely a passersby and he was caught by the police under suspicion. The petitioner was not riding the motorcycle or driving four wheeler nor was a member of the gang. The petitioner has been made accused in five other cases but he is on bail in all such cases. The petitioner is in custody since 15.08.2024 and charge sheet has been submitted.

5. Learned APP opposes the submission made on behalf of the petitioner. Learned APP submits that the petitioner and other co-accused persons attacked the police personnel and he is accused in five other cases.

6. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the period of custody of the petitioner and submission of charge sheet, the petitioner above named is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of



learned Chief Judicial Magistrate, Gaya/concerned Court in connection with Atri P.S. Case No. 298 of 2024, subject to the conditions mentioned in Section 437(3) of the Code of Criminal Procedure and also the following conditions :

- (i) One of the bailors will be a close relative of the petitioner.
- (ii) The petitioner will remain present on each and every date fixed by the court below.
- (iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bonds of the petitioner will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

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