

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78424 of 2023

Arising Out of PS. Case No.-379 Year-2022 Thana- DESARI District- Vaishali

Rajiv Rai Son Of Sri Shiv Chandra Rai @ Shivachandra Ray Resident Of
Village- Raghopur West, P.S. Jurawanpur, District- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bela Singh

For the Opposite Party/s : Mr.Anant Kumar 1

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 31-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 397 and 307 of the
Indian Penal Code.

3. As per prosecution case, is that 5-6 unknown
persons overtook the pick-up van and looted the household
articles loaded in it and assaulted the informant and his brother-
in-law by means of iron rod.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Petitioner is not named in the FIR and
the same has been lodged against unknown persons. The name
of the petitioner has come into light, on the basis of confessional



statement of co-accused Rahul Kumar and he has already been granted bail by a Co-ordinate Bench vide order dated 17.08.2023 passed in Cr. Misc. No. 4681 of 2023. Nothing incriminating/looted articles have been recovered from the conscious possession of the petitioner. No T.I. Parade has been done. He is languishing in judicial custody since 09.01.2023.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-IX, Vaishali at Hajipur in connection with Desari P.S. Case No. 379 of 2022.

(Sunil Kumar Panwar, J)

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