

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52536 of 2024

Arising Out of PS. Case No.-435 Year-2023 Thana- MANER District- Patna

Ajay Kumar @ Bachha Rai S/O Rambabu Rai R/O Village- Hira Tola,
Sherpur, P.S- Maner, Distt.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Prakash Chandra Jha, Advocate
For the Opposite Party/s :	Mr. Uma Shankar Prasad Singh, APP
For the Informant :	Mr. Suraj Kumar, Advocate

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

ORAL ORDER

5 31-01-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State. Perused the case diary.

2. The petitioner apprehends his arrest in connection
with Maner P.S. Case No. 435 of 2023 registered for the
offences punishable under Sections 302, 34 & 120(B) of the
Indian Penal Code and Section 27 of the Arms Act.

3. It is a case of commission of murder of the
informant's brother, namely, Arun Kumar Singh by shot fire by
co-accused, namely, Dhananjay Rai. The petitioner is said to
have caught holding the deceased.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence as alleged
against him and has falsely been implicated in the present case.



From perusal of FIR, it is evident that the specific allegation of firing is against co-accused, Dhananjay Rai. There is only general and omnibus allegation against this petitioner. Petitioner bears three criminal antecedents. Other co-accused has been granted anticipatory bail by this Court *vide* order dated 02-08-2024, passed in Cr. Misc. No. 56044 of 2024.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the rival submissions made by the learned counsel for the parties, let the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Maner P.S. Case No. 435 of 2023, subject to the conditions as laid down under Section 482(2) of the BNSS, 2023.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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