

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2177 of 2018

Arising Out of PS.Case No. -106 Year- 2017 Thana -VALMIKINAGAR District-
WESTCHAMPARAN(BETTIAH)

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Gopal Ram, S/o Nagendra Ram, R/o Village- 3 R.D. Lawkush Ghat, P.S.-
Valmiki Nagar, District- West Champaran.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bimlesh Kumar Pandey, Adv

For the Opposite Party/s : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 16-01-2018 Heard learned counsel for the petitioner and learned APP for
the State.

2. The petitioner is in custody since 24.10.2017 in connection with Valmikinagar P.S. Case No. 106 of 2017 for the alleged offences under Sections 341, 342, 323, 354, 504/34 of the Indian Penal Code.

3. It is submitted that the petitioner has been falsely implicated and the prosecution story to the effect that the petitioner came in drunken condition stands belied from the very fact that the FIR has not been registered under the Bihar Excise and Prohibition Act. The accusations are highly improbable as admittedly the informant's two sons, who are nearby. A statement is made at the bar on behalf of the petitioner that charge sheet has already been submitted and there is no chance of tampering with the evidence. The petitioner claims clean antecedents.

4. Be that as it may, having regard to the entirety of the facts and circumstances of the case, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (ten



thousand) with two sureties of like amount each to the satisfaction of learned A.C.J.M. Ist, Bagaha, West Champaran, in connection with Valmikinagar P.S. Case No. 106 of 2017 on the following conditions:-

- (i) That one of the bailors shall be a close relative of the petitioner.
- (ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.
- (iii) That the petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

Chandran/BT

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