

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4201 of 2018

Arising Out of PS. Case No.-225 Year-2017 Thana- HASPURA District- Aurangabad

Lalchand Ram @ Lalchandra Ram Son of Late Ganga Ram, Resident of
village- Ahyiapur, P.S.- Haspura, District- Aurangabad

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Md. Ataul Haque, Adv.

For the Opposite Party/s : Mrs. Rita Verma, A.P.P.

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

4 23-03-2018 Heard Mr. Md. Ataul Haque, learned counsel for the
petitioner and Smt. Rita Verma, learned Addl. Public Prosecutor.

The sole petitioner, who is own brother of the informant,
has approached this Court with a prayer to grant bail in the
event of his arrest or surrender in Haspura P.S. Case No.225 of
2017 registered for the offence under Sections 341, 323, 324,
307, 504, 506/34 of the Indian Penal Code.

It was submitted by learned counsel for the petitioner that
from the F.I.R. itself, it is evident that alleged occurrence had
taken place on 16.11.2017, however without any cogent
explanation, the F.I.R. was lodged on 22.11.2017. He further
submits that one year prior to the occurrence, due to fall of wall
of the informant, two children of the petitioner had died and the
informant was suspecting the hand of the petitioner in respect of
the alleged offence. In the case, earlier case diary was called for,



which has been received and kept on record.

Learned Addl. Public Prosecutor has opposed the prayer for anticipatory bail of the petitioner. However, she accepts that there is only allegation against the petitioner that he gave bottle blow on the head of the informant.

Besides hearing learned counsel for the parties, I have also perused the materials on record. Considering the facts and circumstances, particularly the fact that the petitioner is own brother of the informant, there is not reason to refuse the prayer for anticipatory bail in respect of the petitioner. Accordingly, in the event of his arrest or surrender within a period of six weeks from today, let the petitioner, namely, Lalchand Ram @ Lalchandra Ram be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Daud Nagar in connection with Haspura P.S. Case No.225 of 2017, subject to condition as laid down in Section 438(2) of the Code of Criminal Procedure.

(Rakesh Kumar, J)

nawalkrs/-

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