

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56546 of 2018

Arising Out of PS. Case No.-226 Year-2018 Thana- MASHRAK District- Saran

RAMESH RAI @ DHRUP RAI, Son of Late Ram Lochan Rai, Resident of
Village- Bangra Takth Tola, P.S.- Mashrak, District- Saran.

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Sanjana, Advocate.

For the Opposite Party : Smt Renu Kumari, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 26-11-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is apprehending his arrest in a case for
the offence registered under Sections 341, 323, 354, 307 and
504/34 of the IPC.

The prosecution story, in brief, is that on 03.07.2018
around 6.30 P.M. when the informant was sitting at his door, the
petitioner alongwith others came hurling abuses and on protest,
co-accused Satyendra Rai ordered to kill upon which petitioner
Ramesh Rai alias Dhrup Rai caused injury with *Farsa* on his
head. When he fell down, co-accused Satyendra Rai started
assaulting him with *Lathi*. When his wife Brinju Devi came for
rescue, co-accused Satyendra Rai and petitioner Ramesh Rai
alias Dhrup Rai used to demand extortion money from the
informant and due to which the accused committed the said



incident.

It has been submitted by learned counsel for the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering with the witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. Nature of injury is said to be simple. No offence under Section 307 of the IPC is made out. Rests of the offences are triable by the Magistrate.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, in the event of 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/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-VIth, Saran at Chapra in connection with Mashrak P.S. Case No. 226 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

U.K./-

(Sudhir Singh, J)

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