

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.141 of 2019

Arising Out of PS. Case No.-41 Year-2018 Thana- DARAUNDA District- Siwan

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Bhikham Ram @ Bikhram Ram, aged about 48 years, son of Dhondha Ram @ Ghogha Ram, Resident of Village- Rukundipur, Bira Bhagat ka Tola, Police Station- Daraunda, District- siwan.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bijay Prakash Singh, Adv.

For the Opposite Party/s : Mr.Sri Nityanand (APP)

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

3 01-02-2019 Heard learned counsel for petitioner and learned counsel for the State.

Petitioner, who is in custody, seeks bail in connection with Daraunda P.S. Case No. 41 of 2018 registered for the offences punishable under Section 302/34 of the Indian Penal Code.

Allegation against petitioner including all FIR named accused persons are of killing the father of the informant by pressing his neck.

It has been submitted on behalf of the petitioner that he is innocent and has committed no offence. He has been falsely implicated in this case due to dirty village politics. There is no specific allegation against the petitioner, the allegation



against petitioner is only of order giver. Petitioner has no criminal antecedent and is in custody since 03.01.2018.

Considering the aforesaid fact and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned 11th Additional Chief Judicial Magistrate, Siwan, in connection with Daraunda P.S. Case No. 41 of 2018, subject to conditions:

- (1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.
- (2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by Court and his absence on two consecutive dates without sufficient reasons, his bail bond shall be cancelled by the court below.
- (3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(S. Kumar, J)

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