

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31556 of 2019

Arising Out of PS. Case No.-52 Year-2018 Thana- PARASI District- Jehanabad

Sri Ram Kumar, aged about 24 years, (Male) Son of Ishwar Dayal Singh
Resident of Village - Rampur Bairia (Rampur Waina), P.S.- Parasi, P.O.-
Kaler, District- Arwal.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Ajay Kumar, Advocate
For the Opposite Party : APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 15-05-2019 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 341, 323, 354 and 504 of the Indian Penal
Code registered in connection with Parasi P.S. Case No. 52 of 2018.

3. It is submitted that the petitioner has been falsely
implicated and there is considerable delay in instituting the first
information report on 04.09.2018 for the alleged occurrence of
28.08.2018. It is further submitted that FIR has been instituted in the
backdrop of money dispute as the informant's father failed to pay the
dues of about Rs. 320/- for having taken eggs on credit from the
petitioner's shop. The petitioner claims clean antecedents.

4. Be that as it may, in the event of the petitioner's
arrest or surrender before the court below within six weeks from the
date of communication of this order, let the above named petitioner
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
Mr. A.K. Agnihotri, learned Judicial Magistrate, 1st Class, Arwal in
connection with Parasi P.S. Case No. 52 of 2018, subject to the



conditions as laid down under Section 438 (2) of the Cr.P.C. and with further conditions --

(i) That one of the bailors of the petitioner shall be a close relative.

(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.

(iv) That the petitioner shall cooperate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(Vikash Jain, J)

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