

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10587 of 2020

Arising Out of PS. Case No.-49 Year-2019 Thana- VIJAYEPUR District- Gopalganj

SITARAM BIN @ SITA SARAN BIN Son of Late Ramdhari Bin Resident of
Village- Aithi, Tola- Manjhariya, P.S.- Vijaipur, District- Gopalganj.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Pandey No.5

For the Opposite Party/s : Mr.Shailendra Kumar Singh

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA

ORAL ORDER

2 25-06-2020 Heard learned Counsel for the petitioner and learned

Additional Public Prosecutor representing the State, through

Video Conferencing.

This application, for grant of anticipatory bail, arises
out of Vijaipur Police Station Case No. 49 of 2019, disclosing
offences under Sections 341/323/324/307/447/504/34 of the
Indian Penal Code.

The allegation against the petitioner is that the
petitioner, along with other co-accused persons, assaulted the
father of the informant by means of lathi, danda, farsha and it
has further been alleged that co-accused Moti Lal Bin assaulted
him by means of knife near his neck.

Learned Counsel for the petitioner submits that the
petitioner has not committed any offence in the manner alleged
and he has falsely been implicated in this case due to oblique
motive. He further submits that the allegation against the



petitioner is general and omnibus in nature and specific allegation is against co-accused Moti Lal Bin of inflicting knife blow near the neck of the father of the informant.

Having regard to the submissions made on behalf of the parties and taking into consideration the finding arrived at by the learned Sessions Judge in the impugned order that the victim has received injury on his neck and there is no allegation against the petitioner of causing any injury on the neck of the father of the informant, I am inclined to grant the petitioner privilege of anticipatory bail.

This application is, accordingly, allowed.

Let the petitioner, above named, in the event of his arrest or surrender before the Court below within six weeks from today, be released 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 Additional Chief Judicial Magistrate-IV, Gopalganj, in connection with Vijaipur Police Station Case No. 49 of 2019, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

U	✓	T	✓
---	---	---	---

