

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20300 of 2020

Arising Out of PS. Case No.-753 Year-2019 Thana- MASAUDHI District- Patna

RAVINDRA RAM @ MENHILAL@ RAVINDRA PRASAD Son of Late
Ram Jeevan Ram Resident of Village - Ramachak, P.S.- Masaurhi, District -
Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amarendra Kumar
For the Opposite Party/s : Mr.Umeshanand Pandit

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 01-07-2020 The matter has been taken up through virtual

Court proceeding.

Since the physical court proceeding is non-
functional due to the present pandemic COVID-19, the
matter is listed with defects.

Learned counsel for the petitioner undertakes to
remove the defects within three weeks of the resumption
of the physical Court proceedings.

In case of non-removal of the defects within
undertaken period, the office shall place the matter
before the bench.

Heard learned counsel for the petitioner and



learned counsel for the State.

The petitioner is languishing in custody since 07.01.2020 in a case registered for the offences punishable under Sections 341, 323, 307, 302, 504 of the Indian Penal Code, 1860.

The prosecution case as per the written report of Rina Devi, recorded by S.I. Darsan Paswan P.M.C.H O.P. on 28.09.2019 at 12:45 P.M. in PMCH Emergency Ward is to the effect that on 26.09.2019 at 6:30 P.M. in the evening, the husband of the informant asked his elder brother Ravindra Ram @ Mehi Lal, the petitioner as to why he is opening his window in his portion of land, upon which, the nephew of the informant's husband co-accused Guddu Ram started abusing the husband of the informant and on protest being made, he pushed him on the ground and assaulted him. The husband of the informant was taken to the PMCH, who subsequently succumbed to the injuries.

It is submitted by learned counsel for the



petitioner that though petitioner is named in the F.I.R but no overt act has been alleged against him and in the background of land dispute, the accusation has been levelled against the petitioner.

A statement has been made in para 3 of the petition that petitioner is having no criminal antecedent though he is named in the F.I.R.

Learned A.P.P. very fairly submits that accusation is specific against the son of the petitioner.

Considering the fact that investigation has already been concluded and the accusation has been levelled in the background of land dispute and accusation of assault being made against co-accused Guddu Ram, coupled with the fact that the petitioner is not having any criminal antecedent, let the petitioner, above named, be released on bail, for the present, provisionally for a period of three months on furnishing one surety to the satisfaction of learned Sub-Divisional Judicial Magistrate, Masaurhi in connection with Masaurhi P.S.



Case No. 753 of 2019.

However, in view of the present pandemic COVID-19, it will be open for the learned Court below to accept the bail bond on furnishing an undertaking by the surety, on photo copy of his Aadhar Card to the effect that he is ready to become the bailor of the petitioner which may be transmitted by such surety to the learned Court concerned through e-Mode.

The provisional bail of the petitioner will be confirmed by the learned Court below within three months on furnishing bail bond of Rs. 10,000/-(ten thousands) with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Masaurhi in connection with Masaurhi P.S. Case No. 753 of 2019 including one surety given at the time of provisional bail.

The learned Court below will be at liberty to further extend the period of provisional bail if the Court proceeding in physical mode will not resume in next



three months.

Accordingly, the present application stands
disposed of.

(Dinesh Kumar Singh, J)

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