

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26526 of 2020

Arising Out of PS. Case No.-382 Year-2018 Thana- BIHARSHARIF District- Nalanda

PARSURAM JI Son of Parmanand Yadav Resident of Village - Nakatpura,
P.S.- Bihar, District - Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raj Kishor Prasad
For the State : Mr. Umashankar Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 21-10-2020 Due to COVID-19 Pandemic, the matter is being
taken up by way of virtual Court proceeding.

The matter has been listed under the heading “For Orders”
under the orders of Hon’ble the Chief Justice.

Learned counsel for the petitioner is directed to remove
the defect(s), as pointed out by the office, within a period of
four weeks after restoration of normalcy.

Heard learned counsel for the petitioner and learned APP
for the State.

At the outset, learned counsel for the petitioner submits
that inadvertently, in the first paragraph of the main petition,
Section 307 of the Indian Penal Code is left to be mentioned.

Hence the office is directed to add Section-307 of the
Indian Penal Code in paragraph-1 of the main application.



The petitioner is apprehending his arrest in a case registered under Sections 147, 341, 323, 326, 379, 307, 384 & 506 of the Indian Penal Code.

Allegedly, while the informant was going to wage to the labourers, in the way, the accused persons surrounded him and started abusing. On protest, on the order of Sadanand Yadav, one Shiv Shankar Yadav assaulted the informant on his head as a result of which, the informant sustained bleeding injury. It is also alleged that the money, meant for payment of labourers was snatched away. Firing is also alleged to have been made.

It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. The petitioner has been falsely implicated in the present case. Though there is allegation of making firing but none is said to have been injured by the petitioner. The petitioner has been made accused in the present case due to political reasons.

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

Considering the aforesaid facts and circumstances of the case, the petitioner, above named, in the event of arrest or surrender before the learned court below within a period of



twelve weeks from today, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Nalanda at Bihar Sharif in connection with Bihar P.S. Case No. 382 of 2018 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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