

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74459 of 2019

Arising Out of PS. Case No.-30 Year-2019 Thana- GOPALPUR District- West Champaran

Rajan Sah @ Ranjan Sah @ Ranjan Kumar Son of Sudama Sah, Resident of
Village - Gahwa Tola, P.S.- Gopalpur, Distt - West Champaran.

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Bimlesh Kumar Pandey, Advocate

For the Opposite Party/s : Mr.Dashrath Mehta, APP

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 16-01-2020 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

Petitioner in the present case is seeking regular bail in connection with Gopalpur P.S. Case No. 30 of 2019 registered for the offences punishable under Sections 147, 148, 341, 323, 324, 307, 380, 448 and 504 of the Indian Penal Code.

Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. It is further submitted that the allegations against him is that he had attacked by a spear on the head of Laxman Sah and had injured him and thereafter had also given a spear blow to one Mangani Sah causing injury but the injury reports show injuries on the head said to have been caused by hard and blunt substance. The petitioner is in custody since 17.08.2019.



Learned A.P.P. for the State has opposed the prayer for bail of the petitioner.

Considering the facts and circumstances of the case and the submission of learned counsel for the petitioner that so far as this petitioner is concerned the allegations against him is that he had attacked by a spear on the head of Laxman Sah and had injured him and thereafter had also given a spear blow to one Mangani Sah causing injury but the injury reports which have been brought on record show injuries on the head said to have been caused by hard and blunt substance and learned APP for the State has in course of argument accepted the position appearing from the injury report that those are said to have been caused by hard and blunt substance as also that the petitioner is in custody since 17.08.2019 and there is a case and counter case between the parties as also other co-accused have already been granted anticipatory bail by a learned Co-ordinate Bench of this Court, let the petitioner above named be released on bail in connection with Gopalpur P.S. Case No. 30 of 2019 on furnishing of bail bond of Rs. 15,000/- (fifteen thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Bettiah, West Champaran, subject to the condition as laid down under Section 437 (3)



Cr.P.C. as under :

(a) that such person shall attend in accordance with the conditions of the bond executed under this Chapter,

(b) that such person shall not commit an offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected, and

(c) that such person shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence.

(Rajeev Ranjan Prasad, J)

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