

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.28864 of 2020**

Arising Out of PS. Case No.-314 Year-2019 Thana- SULTANGANJ District- Bhagalpur

RAMA SHANKAR SINGH @ GUJRA @ RAM SHANK SINGH Son of  
Ganesh Prasad Singh Resident of Village - Tilakpur, P.S.- Sultanganj, District  
- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Mukul Jee, Adv.  
For the Opposite Party/s : Mr. Pranav Kumar, APP

**CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH**  
**ORAL ORDER**

4      29-01-2021      Heard the learned counsel for the petitioner  
and the learned APP for the State, Sri Pranav  
Kumar.

The petitioner seeks regular bail in  
connection with Sultanganj P.S. Case No. 314 of  
2019, registered for the offence punishable under  
Sections 341, 323, 307/34 of the Indian Penal  
Code and later on, Section 302 of the Indian Penal  
Code was added.

The allegation is regarding the accused  
persons including the petitioner herein having  
arrived at the alleged place of occurrence,  
whereafter they are stated to have assaulted the  
wife of the informant, namely, Bindu Devi and his  
sister-in-law, namely, Lalita Devi. The petitioner is



alleged to have assaulted Lalita Devi while the other co-accused persons had assaulted Bindu Devi resulting in death of the said Bindu Devi.

The learned counsel for the petitioner has submitted that the petitioner is innocent, he has been falsely implicated in the present case, he is having a clean antecedent and he is languishing in custody since 16.01.2020. The learned counsel for the petitioner has further submitted that the injury of the aforesaid Lalita Devi has been found to be simple and a general and omnibus allegation has been levelled against the petitioner herein. Lastly, it is submitted that similarly situated co-accused person has already been granted the privilege of anticipatory bail by a coordinate Bench of this Court vide order dated 02.03.2020 passed in Criminal Miscellaneous No. 6034 of 2020.

Per contra, the learned APP for the State has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, considering the



submissions made by the learned counsel for the petitioner and taking into account the materials on record as also those available in the case diary, this Court finds that the petitioner is alleged to have assaulted the injured person, namely, Lalita Devi, however, she has received simple injuries, apart from the fact that similarly situated co-accused person has already been granted the privilege of anticipatory bail by a coordinate Bench of this Court, hence, I deem it fit and proper to direct for release of the petitioner on regular bail.

Accordingly, the above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned ACJM-1st Class, Bhagalpur in connection with Sultanganj P.S. Case No. 314 of 2019.

**(Mohit Kumar Shah, J)**

Ajay/-

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