

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85 of 2021

Arising Out of PS. Case No.-296 Year-2019 Thana- MADHUBAN District- East Champaran

RAMJANAM RAI Son of Bhikhar Rai Resident of Village- Pipra Aman, P.S.-
Madhuban, District - East Champaran.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Anil Kumar, Advocate

For the Opposite Party/s : Mr. APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 27-10-2021 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Let the defects, as pointed out by the office, be removed within four weeks of start of normal functioning of the physical court.

Petitioner apprehends his arrest in connection with Madhuban P.S. Case No. 296 of 2019 registered for the offences punishable under Sections 147, 341, 323, 324, 307, 448, 379, 427 of the Indian Penal Code.

According to prosecution case, the petitioner along with other co-accused persons came in the house of the informant. Petitioner gave farsa blow on the head of the informant due to which he sustained head injury. Other accused persons assaulted the informant with iron rod.

Learned counsel for the petitioner submits that entire



prosecution story is false and concocted. There is counter case also vide Madhuban P.S. Case No. 302 of 2019. He further submits that having more or less similar allegation, co-accused Ram Chandra Rai, Surendra Rai, Chandan Kumar and Nawal Rai have been granted privilege of anticipatory bail by a co-ordinate Bench of this Court vide order dated 22.07.2021 passed in Cr. Misc. No. 37036 of 2020.

The learned Additional Public Prosecutor, however, opposed the prayer of bail.

Considering the aforesaid facts and circumstances as well as submissions of the parties, this anticipatory bail petition is allowed and it is ordered that petitioner, in the event of his arrest/ surrender within a period of six weeks from today, shall be released on bail on furnishing bail bonds of Rs 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-IV, Motihari, East Champaran in Madhuban P.S. Case No. 296 of 2019, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Rajesh Kumar Verma, J)

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