

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57665 of 2021

Arising Out of PS. Case No.-197 Year-2020 Thana- RAJNAGAR District- Madhubani

Kameshwar Ram Son Of Late Chita Ram Resident Of Village- Ward No. 10
Ahmada Regghuni Dehat, P.S.- Rajnagar, District- Madhubani. ... Petitioner/S
Versus

The State Of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ratanakar Jha
For the Opposite Party/s : Mr. Nand Kishore Prasad

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 03-03-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Rajnagar
P. S. Case No.197 of 2020, instituted for the offences under
Sections 341, 504, 323, 324, 325, 307, 379/ 34 of the Indian
Penal Code.

The learned counsel for the petitioner submits that the
petitioner is in custody since 18.07.2021, he is a person with
clean antecedent and charge-sheet has been submitted in the case.

The learned counsel for the petitioner submits that the
informant alleges that named accused persons along with 30-35
unknown came at the house of the informant and assaulted the
informant causing fracture of his right arm and hand and also
assaulted sons of the informant Pradeep Jha and Bhogendra Jha
(deceased). Further Bhogendra Jha died during the treatment.

The learned counsel for the petitioner submits that
from perusal of the allegation as alleged in the F.I.R., it would



manifest that petitioner is not named in the F.I.R. and there is a delay of six days in instituting the F.I.R. without any plausible explanation. It is further submitted that similarly situated co-accused Jeevan Ram and Maghi Ram @ Mahgi Ram have been granted bail by order dated 27.05.2021 in Cr. Misc. No.23506 of 2021.

The learned A.P.P. for the State opposes the bail application.

Considering the fact that the petitioner is in custody, he is a person with clean antecedent, charge-sheet has been submitted in the case and there was a delay of six days in instituting the F.I.R. without any plausible explanation and co-accused have been granted bail, the petitioner, above-named, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate- 1st, Madhubani in connection with Rajnagar P. S. Case No.197 of 2020.

The application stands allowed.

(Satyavrat Verma, J)

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