

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8613 of 2021**

Arising Out of PS. Case No.-279 Year-2020 Thana- SAMASTIPUR
MUFFASIL District- Samastipur

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Vikash Kumar @ Vikash Kumar Rai son of Devendra Kumar Rai, Resident
of Village- Hakimabad, P.S. Samastipur (M), District- Samastipur.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Ajay Kumar, Advocate
For the State : Mr. J.K. Singh, APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 31-01-2022 Heard learned counsel for the petitioner and learned
APP for the State through video conference. Learned counsel for
the petitioner has filed an undertaking that all defects pointed
out by the stamp reporter shall be removed, and compliance with
the conditions of the notices of this Court with regard to
acceptance of e-filing shall be made, without delay immediately
upon resumption of normal physical functioning of the Court, and
in any event within one month thereof.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 307, 323, 324, 341, 354(B), 354, 379, 447,
504 and 506/34 of the Indian Penal Code registered in
connection with Samastipur (Muffasil) P.S. Case No. 279 of 2020.

3. It is submitted that the petitioner has been falsely
implicated and there is a land dispute between the parties. The



allegation of assault with *axe* is on co-accused Vivek Kumar Rai and in any event the injuries are simple in nature. The accusation against the petitioner of taking away ornaments is mere embellishment. The petitioner claims clean antecedents.

4. Learned APP appears and has been heard.

5. Be that as it may, in the event of petitioner's arrest or surrender before court below within six weeks from the date of communication of this order, let the petitioner above named be released on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of like amount each to the satisfaction of learned A.C.J.M. II, Samastipur in connection with Samastipur (Muffasil) P.S. Case No. 279 of 2020, if he is not otherwise required in any other case.

6. Office shall follow-up to ensure that all defects are removed and compliance with the notices of this Court are made by the petitioner within the stipulated time provided in para-1 hereinabove, failing which the matter shall be brought to the notice of this Court.

(Vikash Jain, J)

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