

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62955 of 2021

Arising Out of PS. Case No.-197 Year-2020 Thana- RAJGIR District- Nalanda

SUDHIR RAJVANSI Son of Parmeshwar Prasad @ Parmeshwar Rajvanshi
Resident of Village - Markswadi Nagar, P.S.- Rajgir, District - Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Krishna Deo Raj

For the Opposite Party/s : Mr.Dinesh Singh

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 14-06-2022 The learned counsel for the petitioner is directed to

remove all the defects pointed out by the Stamp Reporter within

one month.

The petitioner apprehends his arrest in connection
with Ragir P.S. Case no. 197 of 2020 registered under sections
302, 201 and other allied section of the Indian Penal Code as
well as section 27 of the Arms Act.

The main submission advanced by learned counsel for
the petitioner is that in the F.I.R, the informant raised only
suspicion against the petitioner and petitioner was not alleged to
have threatened the deceased while said allegation was made by
the informant in respect of other co-accused persons. After
completion of investigation, police submitted final form stating
the allegation made in the FIR to be false and thereafter, learned
Magistrate took cognizance differing with the said report.



Further submission is that FIR was lodged after 05 days of the occurrence regarding which no explanation was given and all accused persons have been granted regular bail.

Learned APP opposes the prayer for anticipatory bail.

Heard both sides, perused the FIR. In the present case, investigation has been completed and the case is at the initial stage of trial in respect of other accused persons and against the petitioner court below took cognizance on the police report in which petitioner was not sent up, as submitted. As per para 3 of the petition, petitioner has got no criminal antecedent and other co-accused persons are on bail as per above submission.

Considering these facts and clean antecedent of the petitioner, let the above named petitioner, in the event of arrest or surrender within four weeks from today, be released on bail on furnishing bail bond of Rs 10,000/- with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Biharsarif, Nalanda in connection with Ragir P.S. Case no. 197 of 2020 subject to condition as laid down under section 438(2) Cr.P.C.

(Shailendra Singh, J)

s.hassan/-

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