

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15393 of 2023

Arising Out of PS. Case No.-608 Year-2022 Thana- BARHARA District- Bhojpur

SITA RAM BIN @ SITA RAM Son of Mangal Bin Resident of Village- Naya
Khawaspur, P.S.- Krishna Garh (O.P.), District- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shiv Prasad Gupta, Advocate

For the Opposite Party/s : Mr.Abhay Kumar Roy, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 01-05-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the offences under Sections 147, 148, 149, 341, 323, 307, 354(B), 448, 379, 504, 506 of the Indian Penal Code and Section 27 of the Arms Act.

Prosecution allegation, in short, is that on a trivial dispute regarding tying of animal in front of the gate, the accused persons, variously armed, entered into the house of the informant and misbehaved with family members and thereafter assaulted the informant and family members due to which they sustained injuries.

It has been submitted on behalf of the petitioner that the petitioner is in custody since 01.10.2022 and has got no



criminal antecedent. Charge-sheet/prosecution report has been submitted in this case. There is no allegation of tampering of witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. A single lathi blow is said to have been given upon the son of the informant. There is no repetition of lathi blow. No weapon is said to have been used in the present case. Hence, no offence under Section 307 IPC is made out. There is no chance of trial being concluded in near future.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, it is directed that the petitioner, above named, 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 Court below/concerned Court in connection with Barahara (Krishna Garh) P.S. case No. 608 of 2022.

(Sudhir Singh, J)

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