

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55256 of 2022

Arising Out of PS. Case No.-172 Year-2022 Thana- ARA MUFFSIL District- Bhojpur

Ramashan Singh, Son of Late Baliram Singh, R/V- Belaghat, P.S- Ara
Mufassil, Dist- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr.Mithlesh Kumar Khare, APP

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 10-01-2023 Heard learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks bail in connection with Ara
Muffasil P.S. Case No.172 of 2022 registered for the offence
punishable under Section 304/34 of the Indian Penal Code.

The FIR alleges that the informant's nephew has died
due to electrocution. It is alleged that the petitioner had
barricaded his farm with a wire wherein he had attached a live
wire and this has led to his death.

Petitioner's counsel submits that the victim, in fact,
has suffered electrocution from a live wire somewhere else. Due
to subsisting land dispute, the petitioner, who is a farmer, has
been implicated. He has no antecedents and he is in custody
since 08.06.2022. He is also having chronic kidney ailment, in



support of which some medical documents have been annexed as Annexure 2.

Learned APP for the State has opposed the prayer for bail.

Considering the rival submissions, the fact that by now investigation is complete, clean antecedent of the petitioner, his illness and nature of accusation, this Court for the purposes of grant of bail is inclined to accept the submissions advanced by the petitioner's counsel. Prayer for bail of the petitioner is allowed.

Let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-VII, Bhojpur, Ara in connection with Ara Muffasil P.S. Case No.172 of 2022, subject to the following conditions:

- (i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the court if there is any change in the address of the petitioner.



(ii) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail bond will be liable to be cancelled.

(Madhuresh Prasad, J)

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