

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60750 of 2023

Arising Out of PS. Case No.-220 Year-2022 Thana- NIRMALI District- Supaul

Shivram Mehta S/O- Dev Narayan Mehta Village- Majhari Ps- Nirmali Dist-
Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar, Adv.

For the Opposite Party/s : Mr.Akshay Lal Pandit, aPP

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 11-10-2023 Heard learned counsel for the petitioner and the
learned APP for the State.

2. The petitioner is apprehending his arrest in connection with Nirmali PS Case No. 220 of 2022, dated 10-11-2022 registered for the offence punishable under Sections 147,149,341, 323, 354, 307, 379,504 and 506 of the Indian Penal Code.

3. While the informant was working in his field, the accused persons, including the petitioner have arrived there and assaulted.

4. It is submitted by the petitioner's counsel that having no antecedents, the petitioner has been implicated in this case on extraneous consideration. In fact, the informant and



her associates have assaulted the instant petitioner and his family members and in relation to this occurrence Nirmali P.S. Case No. 219 of 2022 has been lodged from the petitioner's side. The petitioner has also sustained injury in the occurrence and the details of injury sustained by the petitioner is evident from the report dated 06.11.2022 prepared at the Darbhanga Medical College Hospital.

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

6. Considering the rival submissions, injury sustained by the petitioner and clean antecedent, this Court, for the limited purposes of grant of bail, is inclined to accept the submissions advanced by the petitioner's counsel. Prayer for anticipatory bail is allowed.

7. Accordingly, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of four weeks from today, 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 the learned JM-I, Birpur, Supaul, in connection with Nirmali PS Case No. 220 of 2022, dated 10-11-2022, subject to the conditions as laid down in Section 438(2) of the Code of Criminal Procedure with



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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