

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69051 of 2022

Arising Out of PS. Case No.-559 Year-2022 Thana- SIRDALA District- Nawada

=====

ARJUN PRASAD Son of Shobhi Prasad Resident of Village - Golauli, P.S.-
Meskour (Sirdalla), District - Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Sheo Kumar Prasad, Adv.

For the Opposite Party/s : Mr. Pramod Kumar Pandey, APP

=====

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 27-03-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 341, 323, 325, 307 and 34 of
the Indian Penal Code.

According to prosecution case, the petitioner along
with other co-accused persons forcibly installed the wooden
pipe in the land of the informant and when the informant made
objection then the co-accused namely, Ranjit Kumar assaulted
on the head of the uncle of the informant, namely, Sidheshwar
Prasad by mean of iron rod causing head injury to him.

Learned counsel for the petitioner submits that the
petitioner has clean antecedent and he has falsely been
implicated in the present case. He further submits that there is



case and counter case between the parties. He further submits that it appears from the F.I.R. that the specific allegation of assault is against the co-accused persons namely, Ranjit Kumar and Ajit Kumar. He further submits that there is no allegation of any assault or overt act against the petitioner and due to land dispute, the present occurrence took place and the police after investigation submitted the charge sheet against the petitioner. The petitioner is in custody since 10.09.2022.

The learned Additional Public Prosecutor for the state has vehemently opposed the prayer for bail of the petitioner.

Considering the aforesaid facts and circumstances, 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 the learned Court below where the case is pending in connection with Sirdalla (Meskour) P.S. Case No. 559 of 2022, subject to the following conditions:-

1. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

2. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution



will be at liberty to move for cancellation of bail.

3. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

amit/-

U		T	
---	--	---	--

