

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74963 of 2022

Arising Out of PS. Case No.-103 Year-2022 Thana- IMADPUR District- Bhojpur

NEERAJ PANDEY Son of Late Siyaram Pandey Resident of Village-
Imadpur, P.S.- Imadpur, District- Bhojpur (Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Santosh Kumar Pandey, Advocate

For the Opposite Party/s : Mr.Umanath Mishra, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 03-05-2023 Heard learned counsel appearing on behalf of the

petitioner and learned Additional Public Prosecutor appearing

on behalf of the State.

Let the defect(s), as pointed out by the office, if any,

be removed within a period of four weeks from today.

The accused petitioner is named in F.I.R and

apprehending his arrest in connection with Imadpur P. S. Case

No. 103 of 2022 registered for the offences punishable under

Section 304/34 of the Indian Penal Code.

The allegation against the petitioner is to cause death

of son of the informant due to electric current received from

wire, installed in his agricultural field for the purpose of crop

protection.

Learned counsel appearing on behalf of the petitioner



submitted that admittedly, death of son of informant caused by electric current. It is submitted that nothing appears from the face of FIR, which may suggest that the fencing wire was installed initially with electric connection. It is submitted that out of village politics, petitioner was implicated falsely, where allegation also appears omnibus. It is further submitted that no mechanical/scientific evidence collected during investigation which may suggest that alleged fencing wire was installed by the petitioner supplying electric current and mere on the basis of suspicion as petitioner found running away from the place of occurrence, as son of the informant came in contact of electric wire and died in his field, present false implication was made. While concluding the argument, it is submitted that petitioner is a man of clean antecedent.

Learned APP for the State opposes the prayer of anticipatory bail.

Considering the aforesaid facts and circumstances and by taking note of nature of allegation, where implication of petitioner is only appearing to be owner of the agricultural field, where son of the informant died due to electric current, let above named petitioner, in the event of his arrest or surrender before learned Court below within a period of four weeks, is



directed to be released on bail, furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate, Bhojpur at Ara/concerned Court, in connection with Imadpur P. S. Case No. 103 of 2022, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Chandra Shekhar Jha, J)

R.S.Sen/-

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