

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 9143 of 2024

Arising Out of PS. Case No.-687 Year-2022 Thana- DARIYAPUR District- Saran

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Ram Ji Rai @ Ramjee Ray Son of Raghuveer Ray Resident of village-
Rajapur, PS-Dariyapur, District- Saran Bihar- 841222.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Rajendra Singh, APP

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 20-02-2024 Heard Mr. Akshay Kumar, learned counsel

appearing on behalf of the petitioner and Mr. Rajendra Singh,

learned APP appearing on behalf of the State.

2. The petitioner apprehends his arrest in connection
with Dariyapur P.S. Case No.687 of 2022 registered under
Sections 341, 323, 324, 307, 379, 504 and 34 of the Indian
Penal Code.

3. As per the allegation made in the FIR, the petitioner
along with his family members had assaulted the informant and
his family members, as a result of which the victim had
sustained injury.

4. Learned counsel appearing on behalf of the
petitioner submits that both the informant and petitioner sides

are agnates and neighbours and the altercation took place over cutting of water pipe and on objection both the parties entered into fierce fight and in the same course, the petitioner may have caused injury in his self-defense on the Informant, as well as, the victim, who has sustained injury. The petitioner has clean antecedent.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Considering the rival submission made on behalf of the parties, as well as, the fact that general and omnibus allegation has been levelled against the petitioner, I am of the opinion that petitioner has, prima facie, made out a case to be released on pre-arrest bail.

7. Court below is directed to release the petitioner on anticipatory bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each, to the satisfaction of learned Sessions Judge, Saran at Chapra in connection with Dariyapur P.S. Case No.687 of 2022, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

8. The Court below is directed to verify the criminal

antecedent of the petitioner as stated in paragraph no.3 of the bail application. If any other case is pending against the petitioner as what has been stated in paragraph no.3, this order will lose its force automatically.

(Purnendu Singh, J.)

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