

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17566 of 2024

Arising Out of PS. Case No.-232 Year-2023 Thana- CHAUTHAM District- Khagaria

Shree Ram Yadav, aged about 48 years, male, son of Picho Yadav, resident of
Village- Hardiya, P.S.- Chautham, District- Khagaria (Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shailendra Kumar Singh, Advocate

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

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 14-03-2024 Heard Mr. Shailendra Kumar Singh, learned
counsel appearing on behalf of the petitioner and Mr. Pramod
Kumar Pandey, learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Chautham P.S. Case No. 232 of 2023, registered for the
offence punishable under Sections 341, 448, 323, 307, 354, 379,
385, 504 and 506/34 of the Indian Penal Code.

3. As per the allegation made in the FIR, all the
accused persons named in the FIR along with others had
demanded ransom and had also assaulted informant and his
family members, in which son of the informant had sustained
injury. Specific allegation of stabbing knife in the stomach of
the son of the informant is against one Sonu Kumar. Petitioner
has been alleged to be the order giver.



4. Learned counsel appearing on behalf of the petitioner submitted that petitioner is innocent and has falsely been implicated in the present case. There is long standing land dispute between the parties. Petitioner was admittedly an order giver and he had not assaulted anyone. Petitioner has clean antecedent. On these grounds, petitioner seeks to be released on pre-arrest bail.

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

6. Considering the rival submissions made on behalf of the parties, as well as, there is long standing land dispute between the parties. Petitioner was admittedly an order giver and he had not assaulted anyone. Petitioner has clean antecedent. I am of the opinion that petitioner has, *prima facie*, made out a case to be released on pre-arrest bail.

7. The petitioner, above named, is directed to be released on pre-arrest bail, in the event of his/her arrest or surrender before the Court below within a period of four weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Khagaria, in connection with Chautham P.S. Case No. 232 of



2023, 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)

Niraj/-

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