

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17674 of 2024

Arising Out of PS. Case No.-601 Year-2015 Thana- LAKHISARAI District- Lakhisarai

Subhash Ram Son Of Late Dhan-Chan Ram Resident Of Village-Nababganj,
P.S.-Surajgarha, District-Lakhisarai. Petitioner/s

Versus

The State of Bihar. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajive Ranjan Singh, Advocate

For the Opposite Party/s : Mr. Anish Chandra, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 14-03-2024 Heard Mr. Rajive Ranjan Singh, learned counsel

appearing on behalf of the petitioner and Mr. Anish Chandra,

learned APP appearing on behalf of the State.

2. The petitioner apprehends his arrest in connection
with Lakhisarai P.S. Case No. 601 of 2015 registered under
Sections 147, 149, 353, 332 of the Indian Penal Code.

3. As per the allegation made in the FIR, a mob of
nearly 100 accused persons used criminal force to deter public
servants from discharging of their duty.

4. Learned counsel appearing on behalf of the
petitioner submits that no specific allegation of assault is alleged
against the petitioner, he is innocent and he has falsely been
implicated in the present case. At the best petitioner can be one
of the member of the mob.

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. The District Court is directed to release the petitioner on anticipatory bail, in the event of his/her 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 J.M.- Ist Class, Lakhisarai in connection with Lakhisarai P.S. Case No. 601 of 2015, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

8. The District Court is directed to verify the criminal antecedent of the petitioner(s), as stated in paragraph no. 3 of the bail application. If any other case is pending against the petitioner(s), as what has been stated in paragraph no. 3, this order will lose its force automatically.

(Purnendu Singh, J.)

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