

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21223 of 2024

Arising Out of PS. Case No.-367 Year-2023 Thana- RAJPUR District- Buxar

Parashuram Singh S/o Late Ram Prasad Singh @ Devi Singh Resident of
Village-Raghunathpur, P.S.-Rajpur, District-Buxar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravi Shankar Pathak, Advocate

For the Opposite Party/s : Mr. Satyendra Prasad, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 18-04-2024 Heard Mr. Ravi Shankar Pathak, learned counsel for

the petitioner and Mr. Satyendra Prasad, learned APP for the

State.

2. The petitioner is apprehending his arrest connection with Rajpur P.S. Case No. 367 of 2023, F.I.R. dated 26.10.2023 registered for the offences punishable under Sections 148, 149, 341, 323, 324, 307, 379, 147, 504, 506/34 of the Indian Penal Code.

3. Allegation against the petitioner is that he has assaulted to the informant by means of *bhala* due to which he sustained injuries.

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



allegation in the F.I.R. the petitioner has assaulted the informant by means of bhala and although the informant has received injury but the injury report of the informant suggests that the injury is simple in nature caused by hard and blunt substance which suggests that the injury as alleged in the F.I.R. was not supported by the medical evidence.

5. Learned APP for the State has opposed the prayer for anticipatory bail of the petitioner.

6. Considering the aforesaid facts that the petitioner having clean antecedent and the injury report of the informant suggests that the injury is simple in nature, let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M. 1st, Buxar in connection with Rajpur P.S. Case No. 367 of 2023, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure and with other 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 witness, 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)

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