

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25273 of 2024

Arising Out of PS. Case No.-256 Year-2023 Thana- SARMERA District- Nalanda

Bachchu Singh, Male, aged about 89 years, Son of Late Harbansh Singh
Resident of Village- Pyarepur, P.S.- Samera, Dist.- Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shivam, Advocate

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

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 24-04-2024 Heard Mr. Shivam, learned counsel appearing on
behalf of the petitioner and Mr. Jitendra Kumar Singh, learned
APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Sarmera P.S. Case No. 256 of 2023 registered for the
offence(s) punishable under Sections 341, 323, 325, 307, 385,
387, 504, 506 and 34 of the Indian Penal Code.

3. As per the allegation made in the FIR in course of
construction of a school building, a mason had sustained injury.
Further allegation is that on the order of petitioner, co-accused
Pappu Singh and Pranab Kumar have assaulted the mason.

4. Learned counsel appearing on behalf of the
petitioner submitted that informant is the manager of the
construction company, namely, M/s Anil Kumar's Company, in



which the said mason was working. The petitioner is the donor of the school land and due to enmity with headmistress of the school, a false case has been lodged against him. Petitioner admits that due to accidental fall of the mason, he sustained injury, who was referred to Sadar Hospital, Biharsharif to be treated by the doctor, who opined that injuries sustained by him are simple in nature. Petitioner is aged about 89 years and he has clean antecedent.

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

6. Considering the nature of allegation, as also the fact that due to enmity with the headmistress of the school, name of the petitioner has been dragged in the present case and also the fact that petitioner is aged about 89 years, having 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 arrest or surrender before the Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Nalanda in



connection with Sarmera P.S. Case No. 256 of 2023, subject to
the conditions as laid down under Section 438(2) of the Cr.P.C.

(Purnendu Singh, J)

Sanjay/-

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