

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60236 of 2024

Arising Out of PS. Case No.-879 Year-2023 Thana- NAGAR District- Vaishali

VIDHA RAY S/O KAPIL RAY R/O VILLAGE - JADHUA, P.S- HAJIPUR,
DISTT.- VAISHALI.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gaurav Kumar, Adv.

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

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 21-08-2024 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner apprehends his arrest in a case registered
for the offence punishable u/s 147, 149, 341, 323, 339, 354, 504,
506 and 447 of the IPC.

3. Allegation against the petitioner is of assaulting the son of
informant by means of sharp cutting weapon.

4. It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has committed no offence. He
has been falsely implicated in this case due to grudge. No such
occurrence, in the manner as alleged, has ever taken place. The
allegation leveled against the petitioner is not specific rather
general and omnibus in nature. Earlier, Hajipur Town P.S. Case
No.863 of 2023 was lodged by the petitioner's side against the



informant, thereafter, the present case has been lodged by the informant. It is further submitted that there is an inordinate delay of 10 days in filing the F.I.R., without giving any explanation, which itself creates doubt about the prosecution case. Petitioner has no criminal antecedent and similarly situated co-accused has been granted anticipatory bail by this Court vide order dated 24.07.2024 passed in Cr. Misc. No.45829 of 2024.

5. Learned APP for the State opposed the prayer for bail.

6. Having regard to the facts and circumstances of the case and considering the delay in lodging the F.I.R., let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six 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 the learned court below where the case is pending/Successor Court in connection with Hajipur Town P.S. Case No.879 of 2023, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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