

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64072 of 2024

Arising Out of PS. Case No.-269 Year-2024 Thana- KIUL RPF/POST District- Lakhisarai

Jitendra Kumar Son of Surydev Ram Resident of Village - Dihi, P.S. -
Akbarpur, District - Nawada, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pintu Kumar Patel

For the Opposite Party/s : Mr.Raj Ballabh Singh

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 01-10-2024 Heard learned counsel for the petitioner and learned A.P.P.
for the State.

2. The petitioner apprehends his arrest in a case registered
for the offences punishable under Section 153 of Railway Act.

3. As per FIR, the petitioner was collided with a train
while he was trying to cross the railway track on his motorcycle
through an unauthorized level crossing.

4. It is submitted by learned counsel for the petitioner that
the petitioner is quite innocent and has committed no offence.
No such occurrence as alleged has ever taken place. He has been
falsely implicated in this case due to ulterior motive. The
allegation levelled against the petitioner is totally false and
based on concocted facts. He is not named in the FIR. His name
has been transpired in the present case in course of
investigation. It is further submitted that the petitioner was



crossing the railway track in proper manner through a railway gate, but due to negligence of the gate man, the same railway gate was not closed timely due to which the bike of the petitioner collided with the train, as a result, the petitioner got badly injured and was treated at Nawada Hospital. It is further submitted that petitioner has no criminal antecedent as mentioned in para-3 of this application.

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

6. Having regard to the facts and circumstances of the case, as the petitioner was badly injured in the alleged occurrence, 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 RPF Kiul P.S. Case No. 269 of 2024, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

divyanshi/-

U		T	
---	--	---	--

