

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68320 of 2024

Arising Out of PS. Case No.-113 Year-2024 Thana- KESARIA District- East Champaran

Rajbanshi Kumar S/O Jagdish Raut Resident of village- Dhekahan, P.S-
Kesariya, District- East Champaran. Petitioner.

Versus

The State of Bihar. Opposite Party.

Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Advocate
For the Opposite Party/s : Mr. Md. Ataur Rahman, APP
For the Informant : Mr. Vijay Shankar Shrivastava, Advocate

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 17-10-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State assisted by learned counsel for the
informant.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 147,
149, 341, 323, 448, 304, 504 & 506 of the Indian Penal
Code.

3. The father of the informant was a Headmaster in Up-
graded Madhyamik Vidyalaya, Dhekahan Math. While he
was performing his duty in the said school, the co-accused
Ramlal Sah @ Dhora, Pawan Kumar Gupta and the other
co-accused allegedly caught his collar and dragged him. In
due course, he felt pain in his chest and became
unconscious. On information, the informant rushed there
and took away him to hospital for treatment, where the



doctors declared him dead.

4. It is submitted by learned counsel for the petitioner that no such occurrence as alleged ever took place. He has been falsely implicated in this case. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. It is further submitted that there is specific allegation against co-accused, Ramlal Sah @ Dhora, Pawan Kumar Gupta and the other co-accused. The only allegation against the petitioner is that he was the member of the mob. Petitioner has no criminal antecedent as mentioned in para-3 of this application.

5. Learned APP for the State assisted by learned counsel for the informant opposed the prayer for bail.

6. Having regard to the facts and circumstances of the case as well as the fact that the petitioner was only the member of the mob and no specific overt act has been attributed against him, 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 Kesariya P.S. Case No. 113 of 2024, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

Trivedi/-

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

