

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27031 of 2025

Arising Out of PS. Case No.-418 Year-2024 Thana- HARSIDHI District- East Champaran

Ramgulam Thakur Son of Late Bahudeo Thakur Resident of village -
Bishunpura, P.S.- Harsidhi, District - East Champaran.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Singh, Advocate
For the Opposite Party/s : Mr.Md. Matloob Rab, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 19-05-2025 Heard the parties.

2. The petitioner is apprehending arrest in connection with Harsidhi P.S. Case No. 418 of 2024 instituted under Sections 126, 115(2), 118, 109, 76, 303(2), 351, 352, 3(5) of the B.N.S. lodged on 29.07.2024 by the informant, Sheela Devi.

3. As per the prosecution story, the informant alleged that the accused persons came and assaulted. This petitioner assaulted on the head causing injury when Dipal Thakur came to rescue, Rakesh Thakur assaulted. Allegation against others are also of assaulting the family members of the informant. This led to the FIR.

4. Learned counsel for the petitioner submits that though the allegation of assault is on him, injury has been found to be simple in nature as would manifest from the order of the learned Sessions Judge, he on his own would like to contribute



Rs. 5000/- towards treatment cost to the informant through Demand Draft issued by the local State Bank of India branch.

5. Learned APP Mr. Jitendra Kumar Singh opposes the prayer submitting that the allegation of assault is on this petitioner.

6. Considering the submissions of the parties as also the fact that the injury has been found to be simple in nature, FIR lodged, he shall be facing the trial, this Court is inclined to extend him the privilege of anticipatory bail subject to payment of Rs. 5000/- towards treatment cost to the informant through Demand Draft issued by the local State Bank of India branch.

7. Let the petitioner be released on bail, in the event of his arrest or surrender before the subordinate court within a period of four weeks from the receipt of this order, on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each in connection with Harsidhi P.S. Case No. 418 of 2024 to the satisfaction of learned C.J.M., East Champaran at Motihari or Successor Court subject to the conditions as laid down under Section 438(2) of the Cr.P.C. as also the other conditions.

(i) one of the bailor should be the family



member/relative of the petitioner who shall provide official document to show his/her bona fide;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his bail bond by the Trial Court itself;

(iii) the petitioner shall appear before the concerned police station every fortnight for next six months to mark his attendance;

(iii) the petitioner shall co-operate in the investigation and make himself available to the police as and when required;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(v) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of his bail bonds.

(Rajiv Roy, J)

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