

In The Court of Ist.Addl.Sessions Judge,Bhojpur,Ara.

SC/ST Case no.304/17(SC/ST P.S.Case no.26/14)

14.02.2020: Surrender cum bail petition has been filed on behalf of petitioner Bhola Rai @ Bholanath Rai in connection with this case registered u/s 323,324,504 IPC land section 3(i)(vi)(x) of the SC/ST Act.

Learned counsel for the petitioner has submitted that petitioner is innocent, has committed no offence, he has been falsely implicated in this case and no such occurrence did ever take place as alleged in the FIR. It is further submitted petitioner was on bail from before under the provision of section 41(i)Cr.P.C and the petitioner had gone outside after entrusting the pairvi of his case to the parivikar who did not make pairvi on the date fixed.No summons was issued and without SR of summons N.B.W. has been issued on 12.07.17 and again without receiving execution report of N.B.W. process u/s 82-83 Cr.P.C. has been issued on 04.10.19 and without execution report show cause notice issued to the SHO on 19.12.19.It is also submitted that the petitioner did not avoid to attend the court intentionally or knowingly rather due to lack of knowledge he could not attend the court and further petitioner undertakes to be physically present on the date fixed,hence be granted bail.

Learned Spl.P.P.opposed the prayer of bail.

Heard and perused the case record.

Having considered the facts and circumstances of the case I am of the opinion that petitioner be granted bail.Accordingly he is granted bail of Rs.10,000/-with two sureties of the like amount each.

Dictated.


ADJ.Ist.Ara.

