

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

SC/ST case no.140/19(Charpokhari P.S.Case no.185/19)

04.02.2020: Surrender cum bail petition has been filed on behalf of petitioners 1.Ravindra Singh 2.Lahwar Singh and 3.Tuntun Singh in this case registered u/s341,323,504,506,307/34 IPC and section3(i)(r)(s)/3(2)(va)SC/ST.

Learned lawyer for the petitioners has submitted that petitioners are innocent, have committed no offence, they have been falsely implicated in this false and concocted case and no occurrence did ever take place as alleged in the FIR.It is further submitted that there is no specific allegation and no case u/s 307 IPC is made out and allegation of SC/ST is ornamental,besides case has been compromised and accordingly compromise petition signed by both the parties has been filed and informant is also present in court and admits the fact of compromise, hence petitioners be granted anticipatory bail.

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

Heard and perused the case record.

Alleged offences against the petitioner is u/s 341, 323, 504, 506, 307/34 IPC and section 3(i)(r)(s)/3 (2)(va)SC/ST Act.Prosecution case in brief is that Charpokhari P.S. registered this case against the petitioner and six others co-accused named in the FIR alleging therein that villager Tuntun Singh was alleging that Satyendra Ram had stolen wire of his pumpset on 20.08.19 and he made complain before Surpanch Vijdendra Ram who refused to take action without any evidence on this Tuntun Singh went away abusing and threatening. On 23.08.19 at about 5.30 PM informant was sitting at the spot of Ashok Ram at Lallu Bazar then the accused persons with petitioner armed with lathi ,danda,rod came

telling 'Chamar-Dusadh' and began to assault him and they were also saying to assault him as he is nephew of Surpanch as a result he received injury on head and shoulders and accused Dinesh Singh and Lal Babu Singh were instigating to assault and kill him. On hulla Surpanch and others came then all the accused persons fled away. On these fact case is regisetered and matter is being investigated. So far considering the facts and circumstances of the case and the fact that case has been compromised and the informant is present in court and admits the fact of compromise, hence I am of the opinion that petitioners be granted bail. Accordingly they are granted bail of Rs.10,000/-with two sureties of the like amount each.

Dictated.


ADJ. Ist. Ara.

10/10/2020