

In the court of S.D.J.M.-I, Udakishunganj.
Chousa PS Case No. 43 of 2021.
G.R No.- 434 of 2021.

ORDER

03.08.2021

A bail petition filed through e-filing on behalf of the petitioner, namely, Ratandeo Yadav, who is in custody since 12.07.2021, is put up for hearing through video-conferencing.

Heard both sides.

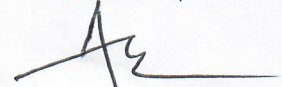
It has been submitted on behalf of the petitioner that the petitioner is quite innocent and under political-conspiracy, he has falsely been implicated in this case due to previous enmity. No anticipatory or regular bail application has been filed on behalf of the petitioners either before the Ld. Sessions Judge, Madhepura or before the Hon'ble Patna High Court nor the same is pending anywhere. There is land dispute regarding boundary of homestead land between the informant and the petitioner and both are neighbours. The informant does not know how to read or write and this case has been filed under the influence of local police. No case u/s. 307, 354, 379 IPC stands made out against the petitioner while rest sections are bailable. The petitioner is the only person of his family who earns his livelihood by doing labour work and small farming having liability to maintain his whole family. The petitioner has got no criminal antecedents and he is in judicial custody since 12.07.2021. Hence, he may kindly be released on bail.

Learned A.P.O. strongly opposed the prayer of the petitioner for bail.

Perused the F.I.R., case-record as well as the case-diary. It appears that the F.I.R. has been registered for the offences punishable u/ss. 147, 148, 149, 341, 323, 504, 307, 379, 427, 506 I.P.C. The petitioner is named in the F.I.R. and the allegation against the petitioner is that he in association with other co-accused persons assaulted with lathi & iron-rod on the head of informant and caused injury. The injury-report of informant shows that he sustained grievous head-injury (CD Para-37) and several other persons were injured in this occurrence (Paras 15 to 20 of the CD). The case is under investigation.

Considering the serious nature of offences, I am not inclined to enlarge the petitioner on bail. Accordingly, the petition for bail of the above-named petitioner is hereby rejected.

Dictated,



I/c. S.D.J.M,

Udakishunganj.