

In the Court of Sessions Judge, Saran at Chapra.

Anticipatory Bail Petition No. 3436/2022.
Chapra Mufassil P.S. Case No. 392/2022.

Jai Kishun alias Jaicky Singh. Petitioner-accused.

State of Bihar. Opposite Party.

Counsel for the petitioner : Sri Rananjay Kumar Singh, Advocate.

Counsel for the State : Sri Surendra Nath Singh, P.P.

13.12.2022.

Apprehending his arrest petitioner-accused **Jai Kishun alias Jaicky Singh** has filed this anticipatory bail petition u/ss. 147,149,295,295(A),427,506/34 I.P.C.

Heard the learned counsel for the petitioner and the learned P.P. for the State and perused the contents of the F.I.R. and photostat copy of the case diary.

Informant Radha Prasad has filed this case against four accused persons including the petitioner as named in the F.I.R. and 25-30 others as unknown alleging that he is a social worker attached with James Institution and he has been living since last 15 years at Chapra. On 29.05.2022 around 5.00 P.M. when he was at his semi constructed prayer-cum-residential house, all the accused persons having saffron flag came and after entering into his house, they threatened to kill. To save himself, the informant fled away from there. Then the accused persons hoisted saffron flag at three places of roof and damaged the marble sign board of James Building.

The learned counsel appearing on behalf of the petitioner submitted that the petitioner is quite innocent who committed no offence. The allegations are general and omnibus and not specific against any one. Only due to political rivalry this case has been filed with false and frivolous allegations. In the facts and circumstances of the case no offences u/ss. 295 and 295(A) I.P.C. are made out and the remaining offences are bailable. Under such circumstances the petitioner may be granted anticipatory bail.

The learned P.P. opposed this anticipatory bail petition.

On perusal of the contents of the F.I.R. and photostat copy of the case diary, it is clear that the accused persons have committed the offences in the manner, as mentioned in the F.I.R. As per F.I.R. itself, the allegations appear to be general and omnibus in nature and not specific against any one. So, considering the above facts and circumstances of the case and submissions made on behalf of the petitioner, this anticipatory bail petition is **allowed**. As such, in the event

of his arrest or surrender within one month from this order the petitioner shall be released on bail on furnishing bail bond of Rs. 7,000/- with two sureties of the like amount each to the satisfaction of the court concerned subject to the conditions as laid down u/s. 438(2) Cr.P.C.

(Dictated)

Sessions Judge, Saran.
13.12.2022.