

Court No. - 44

Case :- CRIMINAL MISC. BAIL APPLICATION No. - 46031 of 2023

Applicant :- Satyam Singh @ Bauna

Opposite Party :- State of U.P.

Counsel for Applicant :- Sudarshan Singh

Counsel for Opposite Party :- G.A.

Hon'ble Pankaj Bhatia,J.

1. Heard learned counsel for the applicant, learned AGA and perused the record.
2. The accused-applicant seeks bail in Case Crime No.278 of 2023 under sections 323, 504, 506, 34, 307 IPC, P.S. Mughalsarai, District Chandauli.
3. The FIR in question was lodged initially under section 323, 504, 506 IPC alleging that on account of sound created by a DJ, the dispute occurred in between the parties which resulted in infliction of injuries on the son of the informant.
4. The counsel for the applicant draws my attention to the medical report which is on record to argue that no case can be said to be made under section 307 IPC in view of the injuries. The applicant has no criminal history.
5. Considering the fact that the dispute arose on account of trivial issue of sound created by the DJ and the medical report prima-facie does not indicate the offence under section 307 IPC, the applicant who is in custody since 23.08.2023 and has no criminal history is entitled to be enlarged on bail. Thus the bail application is allowed.
6. Let the applicant Satyam Singh @ Bauna be released on bail in aforesaid first information report number subject to his furnishing a personal bond and two reliable sureties each of the like amount to the satisfaction of the court concerned with the following conditions:

- (a) The applicant shall execute a bond to undertake to attend the hearings;
- (b) The applicant shall not commit any offence similar to the offence of which he is accused or suspected of the commission; and
- (c) The applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence.

Order Date :- 31.10.2023

VNP/-