

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26046 of 2018

Arising Out of PS.Case No. -4 Year- 2018 Thana -BUXAR District- BUXAR

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Sonu Kumar, Son of Om Prakash Gupta, Resident of Village- Jai Muhalla
Buxar, P.S.- Buxar (T), District- Buxar.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bachan Jee Ojha

For the Opposite Party/s : Mr. Sri Ramchandra Sahani

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 02-05-2018 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

Petitioner seeks bail in connection with Buxar (T) P.S.
Case No. 04 of 2018 for offences punishable under Sections 341,
326, 307/34 of the Indian Penal Code.

The prosecution case, as lodged by the informant, is
that there was a petty dispute regarding throwing of garbage and
the petitioner along with co-accused Raj Kumar Modanwal threw
boiling Ghee on the informant and his brother on which both of
them received injury.

It has been submitted by the learned counsel for the
petitioner that he is innocent, bears no criminal history and both
sides owned sweet shop and due to rival dispute both parties



quarreled and a counter case was lodged by the petitioner's side being Buxar (T) P.S. Case No. 05 of 2018 for the same incident. He submits that the injuries on the petitioner's side have been found to be grievous in nature on the vital part inflicted by the informant's side and that other co-accused Raj Kumar Modanwal has been granted the privilege of pre-arrest bail by this Court.

However, learned counsel for the informant as well as learned APP for the State vehemently oppose the prayer for bail stating therein that on account of throwing Ghee on the informant, he has received 50% burn injury.

Considering the facts and circumstances and the materials on record, let petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Buxar in connection with Buxar (T) P.S. Case No. 04 of 2018, subject to the condition that one of the bailors would be a close relative of the petitioner having sufficient immovable property, who will file an affidavit stating his relationship with the petitioner.

(Nilu Agrawal, J)

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