

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29539 of 2020

Arising Out of PS. Case No.-275 Year-2020 Thana- BIHTA District- Patna

SONU KUMAR S/o Anil Paswan R/o Vill.-Dilawarpur, P.S.-Bihta, Distt.-
Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vinod Kumar, Adv.

For the Opposite Party/s : Mr. Vinod Shankar Modi, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 04-01-2021 Heard Mr. Vinod Kumar, learned counsel for the
petitioner and Mr. Vinod Shankar Modi, Additional Public
Prosecutor for the State.

2. Petitioner apprehends his arrest in connection with
Bihta PS Case No. 275/2020 registered for the offence
punishable under Sections 341, 323, 324, 504, 354, 506/34 of
the IPC.

3. The allegation, as per First Information Report, is
that when mother of informant had gone to ease herself in an
orchard, she was caught hold of with bad intention by the
petitioner and other co-accused persons who were sitting in the
said orchard from before. It has further been alleged that when
informant reached there to rescue his mother, he was assaulted
by the accused persons.



4. Learned counsel for the petitioner submits that the petitioner has falsely been implicated in this case due to previous dispute between the parties and from perusal of the FIR, it would be evident that no overt-act has been alleged against the petitioner. Learned counsel further submits that a counter case was also lodged by the side of the petitioner against the father of the informant and others. Learned counsel next submits that no specific allegation of assault is there against the petitioner and learned counsel, referring to injury report, submits that the injury caused to the informant is simple in nature. It is next submitted that petitioner has got no criminal antecedent.

5. Having regard to the submissions made by the parties and taking into consideration the material on record and the fact that no specific allegation of assault is there against the petitioner and the injury caused to the informant is simple in nature, and the petitioner has got no criminal antecedents, I am inclined to grant anticipatory bail to the petitioner.

6. Accordingly, petitioner, SONU KUMAR shall be released on anticipatory bail, in the event of arrest or surrender within six weeks, on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the



satisfaction of learned Additional Sessions Judge-II, Danapur in connection with Bihta PS Case No. 275/2020, subject to the conditions as laid down under Section 438(2) CrPC.

7. It is made clear that at the time of furnishing bail bonds all the parties shall follow the guidelines of social distancing.

(Anil Kumar Sinha, J)

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