

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37535 of 2022

Arising Out of PS. Case No.-60 Year-2022 Thana- SANDESH District- Bhojpur

1. SUNIL KUMAR SINGH Son of Late Ramanand Singh Resident of Village - Repura, P.S.- Sandesh, District - Bhojpur.
2. Sudhir Kumar Son of Late Ramanand Singh Resident of Village - Repura, P.S.- Sandesh, District - Bhojpur.
3. Amarnath Kumar Son of Ranjay Kumar Resident of Village - Repura, P.S.- Sandesh, District - Bhojpur.
4. Akhil Kumar Son of Sudhir Kumar Resident of Village - Repura, P.S.- Sandesh, District - Bhojpur.
5. Basant Kumar Son of Late Ramanand Singh Resident of Village - Repura, P.S.- Sandesh, District - Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Awadhesh Kumar Pandey, Adv.
For the Opposite Party/s : Mr.Sanjay Kumar Tiwary, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 29-09-2022 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioners is directed to
remove the defects within four weeks.

The petitioners apprehend their arrest in a case
registered for the offence punishable u/s
147/148/341/323/379/307 of the Indian Penal Code.

Allegedly, all the FIR named accused persons including
the petitioners have indiscriminately assaulted the informant



and his brother by means of various weapons.

It is submitted by learned counsel for the petitioners that petitioners are quite innocent and have committed no offence. They have been falsely implicated in this case. No such occurrence, in the manner as alleged, has ever taken place. The allegation leveled against the petitioners is general and omnibus in nature. The specific overt act is against the co-accused Kunal Kumar and Ranjay Kumar to have assaulted the informant and his brother by means of hard and blunt substance. In the alleged occurrence, both sides have sustained injuries and there is a case and counter-case between the parties. Petitioner nos.2 and 4 have no criminal antecedent while petitioner nos.1, 3 and 5 have one criminal antecedent.

Learned APP for the State opposed the prayer for bail.

Having regard to the facts and circumstances of the case, since there is case and counter-case between the parties, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of the learned court below where the case is



pending/Successor Court in connection with Sandesh P.S.
Case No.60 of 2022, subject to the conditions as laid down
under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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