

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57699 of 2021

Arising Out of PS. Case No.-52 Year-2020 Thana- LAKHISARAI District- Lakhisarai

SUNNY KUMAR, Son of Sri Prakash Saw, Resident of Village - Naya Tola,
ward no.10, Lakhisarai, P.S. and Distt.- Lakhisarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajesh Kumar, Advocate

For the Opposite Party/s : Mrs. Anita Kumari Singh, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 03-03-2022 Heard Mr. Rajesh Kumar, learned counsel for the
petitioner and Mrs. Anita Kumari Singh, learned APP for the
State.

Let the defect(s), if any, be removed within a period
of four weeks after complete start of the physical Court.

The petitioner seeks bail in connection with
Lakhisarai P.S. Case No. 52 of 2020 registered under Sections
147, 149, 341, 323, 337, 307 and 302 of the Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner is in custody since 31.01.2020, charge-sheet has been
submitted and has antecedent of one case.

Learned counsel submits that as per allegation in the
F.I.R., the informant alleges that over a dispute of sale and
purchase of eggs, three accused persons including the petitioner
assaulted the brother of the informant with cycle chain etc., as a



result which he died on the way to P.M.C.H., Patna. Learned counsel submits that the allegations as levelled in the F.I.R. is false and fabricated. The petitioner has been falsely implicated. There is a case and counter case between the parties. The contents of the post-mortem report which has been brought on record as Annexure-3 in the petition do not conform the allegations levelled in the F.I.R., as only one bruise injury over the left eye has been found on the body of the deceased. It is further submitted that similarly situated co-accused Bajrangi Saw has been granted bail by order dated 26.08.2021 passed in Cr. Misc. No. 16957 of 2021

Learned APP opposes the bail application.

Considering the fact that the petitioner is in custody, charge-sheet has been submitted and co-accused has been granted bail, the petitioner, named above, is directed to be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Lakhisarai in connection with Lakhisarai P.S. Case No. 52 of 2020.

(Satyavrat Verma, J)

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