

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71705 of 2021

Arising Out of PS. Case No.-443 Year-2021 Thana- MANER District- Patna

CHUNNU KUMAR Son of Fuldeo Rai Resident of Village - Bhudar Tola
Byapur, P.S.- Maner, District - Patna

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vinay Kumar Mishra
For the Opposite Party/s : Mr.Rajendra Nath Jha

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 28-04-2022 Heard learned counsel for the petitioner, the State
and the informant.

Petitioner seeks regular bail in a case registered for
the offence punishable under Section 302 and some other
ancillary Sections of the Indian Penal Code.

As per the prosecution case, 16 FIR named accused
persons, including this petitioner and seven unknown persons
assaulted the father of informant with Lathi as a result of which
he died during the course of treatment.

Learned counsel appearing for the petitioner submits
that petitioner is innocent and has falsely been implicated in the
case due to old enmity. There is general and omnibus allegation
against this petitioner and no specific overt act has been alleged
against him. Specific allegation is against co-accused Bhubsagar



Rai who assaulted the deceased by butt of the gun. Petitioner claims clean antecedent and is in custody since 3.07.2021 and investigation in this case is complete.

Learned counsel appearing for the State opposes the prayer for bail.

Considering the fact that here is general and omnibus allegation of assault against all the accused persons and no specific overt act has been alleged against the petitioner and the period of custody of the petitioner, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Judicial Magistrate, 1st class, Danapur, Patna in connection with Maner PS case No.443/2021.

(Prabhat Kumar Singh, J)

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