

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72015 of 2021

Arising Out of PS. Case No.-97 Year-2021 Thana- BARHAT District- Jamui

SONU KUMAR Son of Prem Chandra Yadav @ Gulu Yadav Resident of
Village - Bakhari, P.s.- Barhat, Distt.- Jamui.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satya Prakash Parasar

For the Opposite Party/s : Mr. Mukeshwar Dayal

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 02-02-2022 Heard learned counsel for the petitioner and learned
APP for the State through video conferencing.

The petitioner seeks bail in connection with Barhat P.
S. Case No.97 of 2021, instituted for the offences under
Sections 147, 148, 149, 341, 323, 447, 354(A), 324, 307, 504
and 506 of the Indian Penal Code.

The learned counsel for the petitioner submits that the
petitioner is in custody since 05.09.2021, he is a person with
clean antecedent and charge-sheet has been submitted in the
case.

This case is being taken up out of turn on the
mentioning of learned counsel for the petitioner on the ground
that the petitioner has to appear in the Intermediate examination
and in support of the same Admit Card of the petitioner has been



enclosed with the mentioning slip. Further, the learned counsel for the petitioner has filed a supplementary affidavit bringing on record the facts that in the event if a candidate for some reason does not appear in the exams or in some paper then in terms of the rules, he is allowed a chance to appear subsequently.

The learned counsel for the petitioner submits that the allegation is of abusing the informant by accused persons including the petitioner, when she was going to give food to labourer working in the field. Further, there was a dispute relating to water also. It is next alleged that thereafter accused persons excluding the petitioner started assaulting the informant and when her father-in-law came to save, the petitioner is alleged to have assaulted him with *tangi* on his head leading to injuries.

The learned counsel for the petitioner submits that injuries were found simple in nature caused by hard and blunt substance. Further that the wife of one of the accused in the present case namely, Bahadur Yadav had instituted Barhat P. S. Case No.99 of 2021 against the present informant's side alleging assault on the same day, as such, the learned counsel submits that there is a case and counter-case.

The learned A.P.P. for the State opposes the bail



application and submits that a supplementary report has been submitted by Sadar Hospital, Jamui showing hair line fracture in skull and also that report from P.M.C.H. not submitted.

Considering the fact that the petitioner is in custody, he is a person with clean antecedent, charge-sheet has been submitted in the case and has to appear in his Intermediate examination and it is his first offence, the petitioner, above-named, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Sri. N. K. Pandey, learned Judicial Magistrate, 1st Class, Jamui in connection with Barhat P. S. Case No.97 of 2021, subject to condition that one of the bailers shall be the father of the petitioner, namely Prem Chandra Yadav @ Gulu Yadav.

The application stands allowed.

(Satyavrat Verma, J)

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