

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66997 of 2022

Arising Out of PS. Case No.-237 Year-2022 Thana- GHOSI District- Jehanabad

Ranjeet Kumar, Son of Jhunki Mochi, Resident of Village-Karhara, P.S.-
Ghosi in the district of Jehanabad

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

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

For the Opposite Party/s : Mr. Harendra Prasad, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 23-02-2023 Heard learned counsel appearing for the petitioner and
learned Additional Public Prosecutor for the State.

The petitioner seeks bail in connection with Ghosi
P.S. Case No.237 of 2022 registered for the offences punishable
under Sections 147, 148, 149, 341, 323, 324, 307, 337, 338,
379, 354, 504, 506 and 427, but later on Section 302 was added.

The accused/petitioner is named in the first
information report and is in custody since 14.05.2022.

The allegation against the petitioner is to commit the
murder of one Sukhari Choudhary, who is the member of the
community of the informant along with co-accused persons by
making an assault with *lathi*, rod etc., where injured died after
nine days of the occurrence during the course of treatment,
where occurrence appears to be founded over local disputes and



differences and arises out of playing musics on the occasion of marriage ceremony to be held in Ravidas Tola.

It is submitted by the learned counsel appearing on behalf of the petitioner that occurrence is nothing but a free fight, where members of both sides received injuries and, as such, it cannot be said that the petitioner was under intention to cause death of the deceased. It is also submitted that a counter case regarding same occurrence was lodged by petitioner's side, which was registered as Ghosi P.S. 238 of 2022. It is submitted that allegations as regard to assault is appearing general and omnibus in nature against the petitioner and moreover, petitioner is a man of clean antecedent, where investigation of this case has been completed, for which charge-sheet has already been submitted. As such, there is no chance of tampering with the evidence.

The learned Additional Public Prosecutor, while opposing the prayer for bail, submitted that it is case of collective assault.

In view of the above-mentioned facts and circumstances, as nature of allegations as regard to assault is appearing very general and omnibus, against petitioner coupled with the fact that charge-sheet has been submitted, the petitioner



is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Sessions Judge, Jehanabad in connection with S.Tr. No.578 of 2022 arising out of Ghosi P.S. Case No.237 of 2022, subject to the conditions as mentioned under Section 437(3) of the Code of Criminal Procedure.

(Chandra Shekhar Jha, J.)

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