

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8974 of 2024

Arising Out of PS. Case No.-325 Year-2023 Thana- PAHARPUR District- East Champaran

Sunil Kumar Singh S/o- Late Inarman Singh Village- Siswa Kodar Purab Tola
Ps- Paharpur Dist- E.Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Humayou Ahmad Khan, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 20-02-2024 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner seeks regular bail in connection with
Paharpur P.S. Case No.325 of 2023, lodged on 13.08.2023,
under Sections 341/323/324/325/307/504/506/34 of the Indian
Penal Code.

3. As per the prosecution, five persons were made
accused in this case including the present petitioner. Allegation
against the petitioner is that he is order giver as well as assaulted
by *Dabiya* on the right shoulder of the informant.

4. Learned counsel for the petitioner submits that the
injury report has been submitted. In the injury report there were
five injuries caused on the informant. Four injuries are simple
and injury No.5 is grievous in nature. The said injury has been



caused over the left ring finger, whereas the allegation against the present petitioner is on the shoulder of the informant. Counsel further submits that antecedent of the petitioner is clean. He is in custody since 22.11.2023. Counsel further submits that from the statement made in the FIR, it transpires that the entire dispute has occurred due to land dispute.

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

6. In the present facts and circumstances of this case and the submissions made above, let the petitioner, above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-11, Motihari, East Champaran, in connection with Paharpur P.S. Case No.325 of 2023, subject to the conditions as laid down under Section 437(3) of the Code of Criminal Procedure with other following conditions:

(i) One of the bailor should be the family member of the petitioner who shall provide official document to show his bona fide;

(ii) The petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive



dates without plausible reason will entail cancellation of his bail bonds by the Trial Court itself;

(iii) The petitioner shall appear before the concerned police station every month for one year to mark attendance;

(iv) The petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidence, failing which the State shall be at liberty to take steps for cancellation of the bail bonds; and

(v) The petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of the bail bonds.

(Dr. Anshuman, J)

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