

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25103 of 2024

Arising Out of PS. Case No.-190 Year-2023 Thana- FATUA District- Patna

Munna Kumar Son of Jai Prakash Singh @ Jai Prakash Narayan Resident of
Village- Supanchak, P.S.- Fatuha, Dist.- Patna

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. N.K. Agrawal, Sr. Adv Mr. Arvind Kumar, Adv Mr. Shyam Kumar, Adv Mr. Kumar Rajdeep, Adv
For the Opposite Party/s :		Mr. Arun Kumar Singh, APP
For the Informant	:	Mr. Manoj Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 19-04-2024 Heard learned senior counsel for the petitioner, learned
counsel for the informant and learned A.P.P. for the State.

2. The petitioner seeks bail in connection with a case
registered for the offence punishable u/s 323, 341, 307, 504, 34
of the IPC and section 27 of Arms Act.

3. As per the prosecution case, petitioner and co-accused
Santosh Kumar watered the field of informant in order to ruin
the harvest. Seeing this, the informant's father went to the house
of the petitioner, where petitioner and co-accused assaulted him
with an intention to kill him due to which he got injured.

4. It is submitted by learned senior counsel for the petitioner
that petitioner is quite innocent and has not committed any



offence as alleged in the FIR. He has been falsely implicated in this case due to enmity. There is general and omnibus allegation against the petitioner. The petitioner has one criminal antecedent and has been rotting in judicial custody since 16.10.2023.

5. Learned APP for the State as well as learned counsel for the informant opposed the prayer for bail.

6. Considering the facts and circumstances of this case and the period of custody, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/the Successor Court, in connection with Fatuha P.S. Case No.190 of 2023, subject to the following conditions:

(1) One of the bailors will be own close relative of the petitioner who will give on affidavit genealogy as to how he is relative to petitioner. The bailor will also undertake to inform the court if there is any change in the address of the petitioner.

(2) The bailor shall also state on affidavit that he will inform the court concerned if the petitioner is made accused in any other case of similar nature after his release in the present case and thereafter the court below will be at liberty to initiate



the proceeding for cancellation of bail on ground of misuse.

(3) The petitioner shall remain physically present in the court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reasons, his bail bonds shall be liable to be cancelled by the learned court concerned.

(4) The petitioner shall co-operate with the investigation, if not already concluded and make himself available and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(5) The petitioner shall appear before the Police Station of his local area in the first week of each month till the disposal of the present case.

(Anjani Kumar Sharan, J)

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