

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51929 of 2024

Arising Out of PS. Case No.-367 Year-2023 Thana- KAKO District- Jehanabad

Ranjan Kumar, aged about 23 years, Male, Son of Nageshwar Yadav, R/o Village-Devraj Bigha, P.S.- Kako (Bhelawar OP), District- Jehanabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Samrendra Jha, Advocate

For the Opposite Party/s : Mr.Rajendra Singh, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 28-08-2024 Heard Mr. Samrendra Jha, learned counsel appearing on behalf of the petitioner and Mr. Rajendra Singh, learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection with Kako (Bhelawar OP) P.S. Case No. 367 of 2023 registered for the offence(s) punishable under Sections 147, 148, 149, 341, 323, 307, 379, 448, 504 of the Indian Penal Code and Section 27 of the Arms Act.

3. As per the allegation made in the FIR, all the accused persons named therein tried to camouflage drum of illicit liquor in the field of Sudama Yadav and when the same was protested, all the accused persons including the petitioner assaulted Sudama Yadav, informant and other persons.

4. Learned counsel appearing on behalf of the



petitioner submitted that no such incidence has taken place and allegation against the petitioner is that he fired upon Sudama, which hit his hand causing injury, not with an intention to kill him, even accepting the allegation to be correct. Learned counsel further submitted that there is case and counter case arising out of same incidence and real cause of incidence is that the sister of the petitioner was molested by the informant's sides and as a result of the same, in the self-defence and to protect his sister, petitioner may have caused some injury upon the person of the victim/Sudama Yadav.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Considering the nature of allegation made in the FIR and also the fact that there is case and counter case between the parties and petitioner in the self-defence and to protect his sister, may have caused some injury upon the victim/Sudama Yadav, I am of the opinion that petitioner has, prima facie, made out a case to be released on pre-arrest bail.

7. The petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten



Thousand) with two sureties of the like amount each to the satisfaction of learned SDJM, Jehanabad in connection with Kako (Bhelawar OP) P.S. Case No. 367 of 2023, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Purnendu Singh, J)

Sanjay/-

U		T	
---	--	---	--

