

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49633 of 2023

Arising Out of PS. Case No.-406 Year-2021 Thana- KESARIA District- East Champaran

CHUNCHUN KUMAR SINGH @ CHUNCHUN SINGH SON OF SRI
MANOGI SINGH R/O-RAMGHARWA, P.S.-KESARIYA, DISTT.-EAST
CHAMPARAN, AT PRESENT RESIDENT OF VILLAGE-SARSAWATI
NAGAR, ROAD NO. 9, P.S.-BAIRIYA, DISTT.-MUZAFFARPUR

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sagar Kumar, Adv

For the Opposite Party/s : Mr. Dilip Kumar No.1, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

5 19-01-2024 Heard Mr. Sagar Kumar, learned counsel for the
petitioner as well as Mr. Dilip Kumar No.1, learned APP on
behalf of the State.

2. The petitioner apprehends his arrest in a case registered
for the offence punishable under Sections 341, 342, 323, 324,
307, 354(B), 504, 506, 34 of the Indian Penal Code.

3. Allegedly, the petitioner and other co-accused persons
assaulted the informant and his family members. The petitioner is
said to have assaulted the father of the informant due to which he
sustained injuries.

4. It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and have committed no offence. He
has been falsely implicated in this case. No such occurrence, in
the manner as alleged, has ever taken place. The allegation



levelled against the petitioner is not specific rather general and omnibus in nature. There is a land dispute and case and counter-case between the parties. There is no specific overt act against the petitioner. Petitioner has no criminal antecedent.

5. Learned APP for the State opposed the prayer for anticipatory bail.

6. Having regard to the facts and circumstances of the case and also considering that the doctor has found that injury nos.2, 3, 4 and 5 are simple in nature and regarding the injury no.1, CT Scan report is not available despite of repeated calls for injury report regarding injury no.1, therefore, let the above named petitioner, be released on bail, in the event of his/her arrest or surrender before the learned Court below within a period of six weeks from today, 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/Successor Court in connection with Kesariya P.S. Case No.406 of 2021, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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