

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56284 of 2024

Arising Out of PS. Case No.-110 Year-2024 Thana- DUMRAO District- Buxar

Ritesh @ Ritesh Kumar Singh Son of Ramji Singh RESIDENT OF PURANA
BHOJPUR, P.S.- DUMRAON, DISTT.- BUXAR

... .. Petitioner/s

Versus

1. The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Singh No. I, Advocate.
For the Opposite Party/s : Mr.Tapeshwar Sharma, APP.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 29-11-2024 Heard Mr. Ajay Kr Singh No.1, learned counsel

 appearing on behalf of the petitioner and Mr. Tapeshwar

 Sharma, learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Dumraon P.S. Case No. 110 of 2024 registered for the
offence(s) punishable under Sections 341, 323, 324, 307, 447/34
of the Indian Penal Code and Section 27 of the Arms Act.

3. As per the allegation made in the FIR, the accused
persons named therein including the petitioner have assaulted
the informant by means of sharp cutting weapon and also fired
upon him.

4. Learned counsel appearing on behalf of the
petitioner submitted that from the very allegation made in the



F.I.R., it is clear that the victim has not sustained any injury and even the injury report shows that the injury has not been caused either by any sharp weapon or by any firearm, rather the same is simple in nature and caused by hard and blunt substance and, as such, the allegation cannot be sustained against the petitioner. Petitioner has no criminal antecedent. Similarly situated co-accused namely Rocky Singh, Rahul Kumar and Rohit Kumar have been enlarged on bail by this Court vide order dated 26.06.2024 passed in Cr. Misc. No. 37475 of 2024.

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

6. Considering the nature of allegation and also the fact that the injury sustained by the victim is simple in nature, 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) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Buxar in connection with Dumraon P.S. Case No. 110 of 2024, subject to



the conditions as laid down under Section 438(2) of the Cr.P.C.

8. The District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases as what has been stated in Para- 3 of the bail petition, this order will automatically lose its force.

(Purnendu Singh, J)

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