

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83796 of 2023

Arising Out of PS. Case No.-129 Year-2023 Thana- SAHAR District- Bhojpur

Chhotu Kumar @ Raushan Kumar Son of Pramod Singh R/O Village-
Ekwari, P.S.- Sahar, in the District of Bhojpur, Ara, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr.Rajesh Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 18-01-2024 Heard Mr. Sunil Kumar, learned counsel appearing
on behalf of the petitioner and Mr. Rajesh Kumar, learned APP
for the State.

2. Petitioner seeks pre-arrest bail in connection with
Sahar P.S.Case No.129 of 2023, registered for the offences
punishable under Sections 341, 323, 447, 307, 504 and 506/34
of the Indian Penal Code.

3. As per the allegation made in the FIR, the accused
persons had assaulted the informant and his younger brother
Deepak Kumar.

4. Learned counsel appearing on behalf of the
petitioner submits that the petitioner and the victim are co-
villagers and there is land dispute. The alleged incident had



taken place while he was in school and a certificate to that effect has been furnished by the Headmaster of the +2 school and the statement in this regard has been made in paragraph no.9 of the bail application. It is further submitted that the main allegation is against Pramod Singh, who had assaulted the victim Deepak Kumar.

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

6. Having considered the rival submissions made on behalf of the parties, as well as, the fact that no assault has been caused by the petitioner on any of the informant side, the petitioner is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the learned court below within a period of four weeks from today, on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Bhojpur at Ara in connection with Sahar P.S.Case No.129 of 2023, subject to conditions as laid down under Section 438(2) of the Cr.P.C.

7. The court below 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



paragraph No.3 of the bail application, this order will
automatically lose its force.

(Purnendu Singh, J)

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