

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.988 of 2025

Arising Out of PS. Case No.-225 Year-2024 Thana- JAGDISHPUR District- Bhojpur

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Ajay Kumar @ Ajay Singh Son of Gandhi Singh Resident of Village-
Babhaniaon , P.S- Jagdispur District- Buxar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Anand Kumar Ojha

For the Opposite Party/s : Mr.Pranav Kumar

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

3 08-05-2025 Heard the parties.

2. The petitioner is named in the F.I.R. and apprehending his arrest in connection with Jagdishpur P.S. Case No. 225 of 2024 registered for the offences punishable under Sections 341, 323, 307, 447, 506/34 of the Indian Penal Code.

3. The allegation against petitioner is to assault the informant and others with sharp edge weapon, iron rod, lathi etc., causing head injury with an intention to cause their death.

4. It is submitted by learned counsel appearing on behalf of the petitioner that upon medical examination



single injury was found on head of the informant and other injured person namely, Pawan Singh. It is submitted that aforesaid injury was found simple in nature negating *prima-facie* intention to cause death. It is also submitted that alleged injury was laceration which not appears possible to be caused by sharp cut weapon as alleged for using assault by petitioner making entire occurrence doubtful on its face. It is submitted that the manner of assault, nature of weapon and injury collectively suggest *prima-facie* that this is not a case of section 307 of IPC and in support of his submission learned counsel relied upon the legal report of Hon'ble Supreme Court as available through ***Jage Ram & Others vs. State of Haryana*** reported in ***(2015) 11 SCC 366***. While concluding argument, it is submitted that petitioner is a man of clean antecedent.

5. Learned APP, opposed the prayer of bail.

6. In view of aforesaid factual and legal submission and by taking note of fact as nature of injury



upon medical examination found simple, which also not appears repeated, accordingly petitioner above-named, in the event of his arrest or surrender before the court below within a period of four weeks, is directed to be released on bail, furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned ACJM 1st Bhojpur at Ara /concerned Court, where the case is pending in connection with Jagdishpur P.S. Case No. 225 of 2024, subject to the conditions as laid down under Section 482(2) of BNSS.

(Chandra Shekhar Jha, J)

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