

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13864 of 2025

Arising Out of PS. Case No.-290 Year-2023 Thana- TEKARI District- Gaya

Sonu Kumar @ Amish Kumar S/o- Abhishek Kumar Resident of Village-
Nishurpur, P.s.- Tekari, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Sanjay Kumar Sharma, Advocate
For the Opposite Party/s :	Mr. Vinod Shanker Modi, APP
For the Informant :	Mr. Advocate

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 19-05-2025 Heard Mr. Sanjay Kumar Sharma, learned counsel for
the petitioner, learned counsel for the Informant and Mr. Vinod
Shanker Modi, learned Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in connection
with Tekari P.S. Case No. 290 of 2023, F.I.R. dated 05.05.2023 for
the offences punishable under Section 341, 323, 324, 308, 379,
354, 504, 506/34 of Indian Penal Code & Section 27 Arms Act.

3. As per the First Information Report, the informant
alleged that on 22.04.2023 when he was milking in his cow shed,
the petitioner along with other accused persons arrived and started
abusing and assaulted him by means of *lathi*, *danda*, iron rod and
pistol and one accused opened fire upon the son of the informant.
When his daughter-in-law came to rescue, the accused persons
tried to outrage her modesty.

4. Learned counsel for the petitioner submits that



petitioner is innocent and he has falsely been implicated in the present case and both the parties are agnates. There is case and counter case between the parties. He further submits that there is one probate case no.-101/2022 which is pending before the District Judge, Gaya on behalf of the petitioner's uncle and his father. Although the petitioner is named in the FIR but there is no specific allegation against the petitioner rather the allegation levelled against the petitioner and accused persons are general and omnibus.

5. The learned Additional Public Prosecutor and learned counsel for the Informant have vehemently opposed the prayer for bail of the petitioner. He further submits that the petitioner carries one criminal antecedent other than the present one but fairly submits on the basis of paragraph-3 of the bail application that the petitioner is on bail in the pending matters.

6. Considering the aforesaid facts and circumstances, there is case and counter case between the parties and there is no specific allegation against the petitioner, let the petitioner, above named, in the event of arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate-VI,



Gaya in connection with Tekari P.S. Case No. 290 of 2023, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure / Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita and with other following conditions:-

i. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

ii. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bond in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

Suruchi/-

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

