

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73205 of 2024

Arising Out of PS. Case No.-112 Year-2019 Thana- BHOJPUR COMPLAINT CASE
District- Bhojpur

Sonu Kumar @ Rohit Kumar, Son of Suresh Singh, R/O Faishon Telors, Hospital
Road, Jagdishpur, P.S.- Jagdishpur, Dist.- Bhojpur.... ... Petitioner/s
Versus

1. The State of Bihar
 2. Santosh Kumar, Son of Awadhesh Prasad Mishra, R/O Ward no.4, Village and P.O.
and P.S- Jagdishpur, District- Bhojpur
- Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Omprakash Pandey, Adv.
For the Opposite Party/s : Mr. Kumar Veerendra Narayan, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

3 22-01-2025 Heard Mr. Omprakash Pandey, learned counsel for the
petitioner and Mr. Kumar Veerendra Narayan, learned APP for the
State.

2. The petitioner apprehends his arrest in connection
with Complaint Case No. 112C of 2019 dated 17.01.2019 registered
for the offences punishable under sections 341, 323, 453, 384, 427
and 504 read with section 34 of the Indian Penal Code and section
27 of the Arms Act.

3. The main submissions advanced by learned counsel
appearing for the petitioner are that the instant matter is based on
the complaint filed by the O.P. No. 2 and from the statement of the
complainant recorded on S.A., it is clearly evident that he did not
make any specific allegation of assault against the petitioner and the
same is general and omnibus against all the accused persons
including the petitioner, out of them, co-accused persons, namely,



Babloo Kumar and Himanshu Kumar have been granted the relief of anticipatory bail by the trial court itself and the petitioner’s prayer has been rejected mainly considering one injury of the complainant that was found on his right forearm in the form of linear bruise and further, the complaint was filed after the delay of two months from the commission of the alleged occurrence. It is further submitted that the petitioner has fair and clean antecedent.

4. Learned APP appearing for the State has opposed the prayer for bail.

5. Considering the aforesaid submissions advanced by petitioner’s counsel, this Court is inclined to grant the relief of anticipatory bail to the petitioner. Accordingly, let the petitioner named-above, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bond of Rs. 20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of the Court concerned in connection with Complaint Case No. 112C of 2019, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Shailendra Singh, J)

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