

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76565 of 2024

Arising Out of PS. Case No.-132 Year-2023 Thana- PUSA District- Samastipur

Chunnu Kumar @ Sumant Son of Dinesh Prasad Singh Resident of Village-
Harpur Pusa, Tola Narayanpur, P.S.- Pusa, Distt.- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Kedar Jha, Advocate
For the Opposite Party/s	:	Mr. Tapeswar Sharma, APP
For the Informant	:	Mr. Dharendra Kumar, Advocate

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

5 14-02-2025 Heard learned counsel for the petitioner, learned
APP for the State, learned counsel for the informant and perused
the case diary.

2. The petitioner seeks bail in connection with Pusa
P.S. Case No. 132 of 2023, instituted for the offences punishable
under Sections 307, 120(B), 34 of the Indian Penal Code and
Section 27 of the Arms Act.

3. The prosecution case, in short, is that, allegation
against the petitioner along with other co-accused person is of
firing upon son of the informant due to which he sustained
injury.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the



present case. Charge-sheet has been submitted in this case. No incriminating material has been recovered from the conscious possession of the petitioner. Learned counsel for the petitioner also submits that there is delay of two days in lodging the FIR. The allegation levelled against the petitioner is general and omnibus in nature. There is land dispute between the parties. It is further submitted that the injury report does not corroborate with the prosecution case. The petitioner is in custody since 15.05.2024 and has got two criminal antecedents in which he is on bail.

5. Learned APP for the State and learned counsel for the informant have vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and taking into account the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Pusa P.S. Case No. 132 of 2023, subject to the following conditions:



(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Rajorshi/-

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