

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.89382 of 2024

Arising Out of PS. Case No.-759 Year-2024 Thana- KADAMKUAN District- Patna

Sunny Kumar Son of Raj Kumar Ram@ Raj Kumar Resident of Vill-
Lohanipur Khadpar, P.S.- Kadmkuhan, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jay Ram Prasad, Adv.
For the Opposite Party/s : Mr.Umanath Mishra, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

3 19-04-2025 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner apprehends arrest in connection with
Kadamkuan PS Case No. 759 of 2024 dated 06-10-2024,
instituted under Sections 126(2), 118(1) and 109(2) of the
Bharatiya Nyaya Sanhita,2023.

3. The allegation against the petitioner is that he
inflicted a knife blow injury on the thigh of the informant's
nephew, and when the informant tried to save her nephew, she
too was assaulted. The name of the petitioner disclosed by the
villagers.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and he has been falsely implicated in the
present case. It is submitted that the petitioner and the informant



are residents of the same locality, situated behind Vaishali Cinema Hall, Kadamkuan, Patna. It is further submitted that the First Information Report (FIR) has been lodged after an unexplained delay of three days from the date of the alleged occurrence. The injured was examined by the doctor on 10.01.2025 at a private nursing home, where the doctor found a healed scar over the left upper thigh, measuring $\frac{1}{2}$ inch in length, and opined the nature of the injury to be non-grievous. It is also submitted that the informant is well acquainted with the petitioner, as both are residents of same locality. The place of occurrence, being near the petitioner's house, is mentioned in paragraph 4 of the case diary. Lastly, it is submitted that the petitioner has no criminal antecedents.

5. Learned APP has opposed the prayer for bail.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate First Class-XIV, Patna, in Kadamkuan PS Case No. 759 of 2024, subject to the conditions laid down in



Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita 2023.

7. The application stands allowed.

(Khatim Reza, J)

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