

IN THE COURT OF SESSIONS JUDGE, MUNGER
ANTICIPATORY BAIL APPLICATION No.- 423/ 2026

Suman Kumar Vs. The State of Bihar
Safiyasarai P.S. Case No. 42 of 2026

08.05.2026

1. The present anticipatory bail application has been preferred by petitioner **Suman Kumar**, S/O- Ratan Mandal, who is apprehending arrest in connection with **Safiyasarai P.S. Case No. 42 of 2026** registered U/S 126(2), 115, 109, 352 of B.N.S. pending in the Court of Ld. C.J.M., Munger.

2. The informant has alleged that on 24.02.2026, while the cousin of the informant was playing, a 'chilam' belonging to the petitioner got broken, which led to a sudden dispute. Thereafter the petitioner began abusing and assaulting the informant's cousin and when the informant intervened to save him, the petitioner also assaulted the informant and hit him on the head with a brick (jhama) as a result of which the informant suffered head injury and fell unconscious on the spot. Hence the information, based on which the above stated P.S. Case was registered.

3. At the outset, the Ld. Counsel for the petitioner has certified that previously no anticipatory or regular bail has been filed on behalf of the petitioner before this Court or before any other court including the Hon'ble High Court. **He also certified that the petitioner has no criminal antecedent.** That the Ld. Counsel for the petitioner further submits that the petitioner is innocent and has been falsely implicated in the present case. That both the parties are neighbours. That no case is made out U/S 126(2), 115, 352 of B.N.S. against the petitioner. That the

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petitioner is a poor person. That there was an inordinate delay of one month in lodging the FIR. Therefore the Ld Counsel pleads that the petitioner be granted the privilege of pre-arrest bail.

4. The Ld. P.P. has opposed the prayer of anticipatory bail of the petitioner.

5. Heard the submissions of respective Id. Counsels and perused the record of the case.

6. From perusal of case record, it seems that there is no recovery of 'chilam' from the spot. From the injury report, it is apparent that the injuries are simple in nature. That the petitioner has no criminal antecedents as per para 3 of the present anticipatory bail application.

7. Hence, considering the nature of allegations and in the totality of the facts and circumstances of the case, this anticipatory bail application is hereby **Allowed**. Therefore, in the event of arrest or surrender of the petitioner within 15 days from the date of communication of this order, the petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- each with two sureties of the like amount each to the satisfaction of the learned Trial Court subject to the conditions as laid down U/S 482(2) B.N.S.S.

Dictated

(ALOK GUPTA)
Sessions Judge, Munger
Dated:- 08.05.2026