

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 2729 of 2025

Subham Kumar @ Shubham Kumar Gupta, son of Amrendra Kumar Gupta,
resident of village-Jori, P.O Jori, P.S. Bashisthanagar, District- Chatra...
.... Petitioner(s).

Versus

The State of Jharkhand ... Opp. Party(s).

CORAM : SRI ANANDA SEN, J.

For the Petitioner(s) : Mr. Vikram Singh, Advocate.
For the State : Mr. Shailendra Kr. Tiwari, Spl. P.P.
For the Informant Mr. Suraj Singh, Advocate.

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- 7/08.07.2025: This anticipatory bail application under Section(s) 482 and 484 of the Bharatiya
Nagarik Suraksha Sanhita (BNSS), 2023, has been preferred by the petitioner
apprehending his arrest for the offences registered under Section(s) 126(2), 115(2),
118(1), 117(2), 118(2), 109(1), 318(4), 61(2) of BNS, 2023.
2. Heard the parties at length and had gone through the documents, annexed
along with this application.
3. The instant case has been lodged as the loan amount taken by the petitioner
from the son of the informant, promising to return the amount within three months
by doubling the loan amount. It is alleged that when the petitioner and others called
the son of the informant to pay the loan amount and asked him to reach near Litter
Flower School. His son went there. The petitioner and others took the son of the
informant to a place where there was a electric transformer, and they badly
assaulted him and gave electric burns on the hands of the son of the informant. The
son returned and narrated the incident.
4. Counsel for the petitioner submits that the entire case is false, as the
petitioner had taken money from the son of the informant, which allegedly was not
being returned. He submits that the son of the informant was an electrician who
sustained injury while working.
5. Learned A.P.P submits that the injured has confirmed that it is this petitioner,
who had committed the offence, as alleged. He further submits that the injury
report suggests that the hand of the injured had got badly burnt.
6. After going through the FIR as well as the record, I find that admittedly after a
delay of 35 days, this case has been lodged, though an explanation has been given
for such delay in lodging the FIR. Further the place of occurrence is a field near a
school where the transformer is installed. The persons, namely, Abhay Singh,

Gopal Sahu and Kalimuddin (reference: 100 of the case diary), who are the residents of nearby the place of occurrence, stated that this sort of incident has not happened and if something would happen, at least it could have come to the knowledge of them. From the case diary, it is clear that there are other houses nearby the transformer, but no one had reported such type of incident, which had taken place.

7. In view of the aforesaid facts, I am inclined to **allow** this anticipatory bail application. Accordingly, the petitioner, above named, is directed to surrender before the court below within four weeks from today and in the event of his surrender/arrest, the court below is directed to enlarge him on bail on furnishing bail bond of Rs.10,000/-(rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Chatra, in connection with Bashisthnagar P.S. Case No. 100/2024, subject to condition that one of the bailers should be close relative of the petitioner and other should be a resident of State of Jharkhand, having sufficient landed property in his/her name or in the name of his/her ancestors in which he/she is having share and to that effect, he/she has to file an affidavit before the Trial Court indicating his/her share in the property.