

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9361 of 2025

Arising Out of PS. Case No.-197 Year-2024 Thana- EKANGARSARAI District- Nalanda

Shailesh Kumar @ Shailesh @ Jayprakash Prasad, S/O Nandu Prasad R/O
Village- Jahanchak, P.O- Pasanghi, P.S- Ekanger Sarai, Dist- Nalanda.
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kaushal Kishor, Advocate
For the Opposite Party/s : Mr. Satya Nand Shukla, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 06-03-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in connection with
Ekanger Sarai P.S. Case No. 197 of 2024 dated 08.10.2024
instituted for the offence punishable under Sections 126(2),
117(2), 109(1), 303(2), 352, 351, 3(5) of B.N.S., 2023.

3. The prosecution case in short, is that on the alleged
date of occurrence, due to previous land dispute, the petitioner
assaulted the father of the informant by means of iron rod due to
which his right hand got fractured. It is also alleged that other
accused persons assaulted the informant, his mother and
Bhabhi.

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



case. It is further submitted that both the sides are agnates. There is case and counter case between the parties. Counter case bearing Ekanger Sarai P.S. Case No. 199 of 2024 for the offence punishable under Section 126(2), 115(2), 117(2), 74, 303(2), 329(2), 3(5), 352 of the B.N.S. 2023 has been lodged by the mother of the petitioner. Learned counsel for the petitioner submits that due to land dispute, the occurrence took place and both sides have sustained injuries. Allegation against the petitioner is that he assaulted with iron rod on the hand of the father of the informant and nature of injury sustained by him has been mentioned as grievous, but the injury is on the non-vital part of the body. Lastly, it has been submitted that petitioner has no criminal antecedents.

5. On the other hand, learned A.P.P. for the State has opposed the prayer for anticipatory bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest / surrender of the petitioner within a period of six weeks from today, in connection with Ekanger Sarai P.S. Case No. 197 of 2024, he will 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



Additional Chief Judicial Magistrate-III, Hilsa, District
Nalanda, subject to condition as laid down under Section
438(2) of the Cr.P.C.

(Khatim Reza, J)

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