

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20005 of 2025

Arising Out of PS. Case No.-436 Year-2024 Thana- RIGA District- Sitamarhi

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1. Mahesh Singh S/o- Late Bhagirath Singh
 2. Pramod Yadav @ Pramod Kumar Rai @ Pramod Rai S/o- Sogarath Rai
 3. Rupan Singh @ Rup Narayan Singh S/o- Ram Ekbal Singh
 4. Vishwanath Singh S/o- Mahadev Singh
 5. Ashok Yadav @ Ashok Rai S/o- Lalbabu Yadav @ Lalbabu Rai
 6. Jugal Singh @ Yugal Singh S/o- Ram Ekbal Singh
 7. Ram Bharos Singh S/o- Ram Bhajan Singh
 8. Bindu Rai S/o- Sogarath Rai
- All Resident of Village- Singrauli Tole Jai Nagar, Ward No.6, P.S.- Riga,
Dist- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Jha, Advocate
For the Opposite Party/s : Mr.Gauri Shankar Gupta, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 05-05-2025 Heard Mr.Ashok Kumar Jha learned counsel for the

petitioners and Mr.Gauri Shankar Gupta, learned Additional

Public Prosecutor for the State.

2. The petitioners are apprehending their arrest in
connection with Riga P.S.Case No.436/2024, FIR dated
14.12.2024 registered for the offences punishable under
Sections 191(2),190,126(2),115(2),118(1), 117(2),324(4) of
BNS Act.

3. The prosecution case, as per Fard-beyan of the



informant namely, Ram Udar Singh recorded by ASI Munna Kumar Prasad of Sitamarhi PS is that on 8.12.2024 at 11.00 AM while the informant was at his house, the accused persons variously armed with lathi, Danda, iron rod came and attacked upon the of the informant. Accused Rupan Singh inflicted lathi blow to Bablu Kumar causing fracture in his hand. When his brother Sri Narain Kumar came in his rescue, accused Bindu Rai assaulted him by means of iron rod. The accused persons also damaged his motor-cycle.

4. Learned counsel for the petitioners submits that the present case is counter blast of Riga P.S. Case No.426/2024 filed by the petitioners' side against the informant and his family members and it appears from the FIR itself that due to admitted land dispute the present occurrence had taken place. Petitioner No.1 carries one more case other than the present one and he is on bail in the said case and petitioner No.2 carries one more case other than the present one. Petitioner Nos. 3 to 8 have clean antecedent and they have falsely been implicated in the present case. Specific allegation against petitioner No.5, namely, Ashok Yadav @ Ashok Rai is that he assaulted to the informant and petitioner No.3, namely, Rupan Singh @ Rup Narayan Singh assaulted to Bablu Kumar and petitioner No.8, namely, Bindu



Rai assaulted to the brother of the informant Ram Narayan Singh. Although they have received the injury but the injury report of the injured persons suggests that all the injuries are simple in nature except the injury of Bablu Kumar that he has received the injury in his hand which is not on vital part of the body.

5. Learned A.P.P. for the State, on the other hand, has vehemently opposed the prayer for anticipatory bail of the petitioners.

6. Considering the aforesaid facts and there is case and counter case, let the petitioners, above named, in the event of their arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.10,000 (Ten Thousand)each with two sureties of the like amount each to the satisfaction of learned ACJM-VI, Sitamarhi in connection with Riga P.S.Case No.436/2024, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure/Section 482(2) of BNSS, 2023 and with other following conditions:-

(I) Petitioners shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court



and shall remain physically present as directed by the Court and on their absence on two consecutive dates without sufficient reason, their bail bonds shall be cancelled by the Court below.

(II) If the petitioners tamper with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(III) And, further condition that the court below shall verify the criminal antecedent of the petitioners and in case at any stage, it is found that the petitioners have concealed their criminal antecedents, the court below shall take step for cancellation of bail bond of the petitioners. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

Nitesh/-

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