

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20115 of 2025

Arising Out of PS. Case No.-222 Year-2024 Thana- GANGABRIDGE District- Vaishali

Subodh Rai, Son of late Gholtan Rai, Resident of Village - Saraipur, P.S. -
Gangabridge, District - Vaishali

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Shivjee Singh, Advocate.
For the State : Mr. Ajay Kumar Jha, APP

CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

2 23-04-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The present petition has been filed on behalf of the petitioner, apprehending his arrest, in connection with Gangabridge PS. Case No. 222 of 2024 dated 02.11.2024, registered for the offences punishable under Sections 127(1), 115(2), 109, 303(2) and 3 (5) of the Bharatiya Nyaya Sanhita, 2023.

3. As per allegation, on the order of petitioner, co-accused Suresh Rai assaulted the informant by sickle leading to injury on his arms.

4. Learned counsel for the petitioner submits that the Petitioner is innocent and has falsely been implicated in this case. He further submits that as a matter of fact, there is a



partition dispute between the informant and accused side and on account of the said dispute, there was altercation in which both sides have got injuries and the injuries on the informant side in this case is simple in nature whereas the injuries caused to the accused side is grievous and Gangabridge P.S. Case No. 210 of 2024 has been lodged against the informant side.

5. It is also stated in paragraph no. 2 of the bail petition that the petitioner has not moved this Court earlier either for anticipatory bail or regular one in the instant case.

6. It has further been stated in paragraph no.3 of the petition that the petitioner has been made accused in another case in which he is on bail.

7. However, learned APP for the State vehemently opposes the prayer of the Petitioner for bail.

8. Considering the nature of allegation, case and counter case as well as injuries on both sides, **this petition is allowed**, directing the petitioner, above-named, to be enlarged on bail, in the event of his arrest or surrender before the court below within a period of eight weeks from the date of receipt / production of a copy of this order, on his furnishing bail bonds in the sum of Rs.10,000 /- (Ten Thousand) with two sureties of the like amount each to the satisfaction of concerned court



below in connection with Gangabridge P.S. Case No. 222 of 2024, subject to the conditions as laid down under Section 438 (2) Cr.PC and on the following conditions:

(i) In case, it is brought to the notice of the court below that the petitioner has criminal antecedents other than the disclosed one, learned court below shall cancel the bail bonds of the petitioner after hearing him and getting satisfied that the petitioner has concealed his criminal antecedents despite his knowledge of the same.

(ii) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong, learned court below shall cancel the bail bonds of the petitioner.

(Jitendra Kumar, J)

S.Ali/-

U		T	
---	--	---	--

