

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20416 of 2025

Arising Out of PS. Case No.-220 Year-2024 Thana- CHANDRAMANDI District- Jamui

- 1. Dilip Pandit Son of Karu Pandit Resident Of Village -Jogiamahdar, Ps -Chandramandih, Dist- Jamui
- 2. Bijalu Pandit son of Karu Pandit Resident Of Village -Jogiamahdar, Ps -Chandramandih, Dist- Jamui
- 3. Dukhan Pandit son of Karu Pandit Resident Of Village -Jogiamahdar, Ps -Chandramandih, Dist- Jamui
- 4. Minka Devi Wife of Karu Pandit Resident Of Village -Jogiamahdar, Ps -Chandramandih, Dist- Jamui

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sadanand Paswan, Advocate
For the State : Mr. Navin Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

2 23-04-2025 Heard Ld. counsel for the petitioners and Ld. APP for the State.

2. The petitioners seek bail, apprehending their arrest, in connection with Chandramandi P.S. Case No. 220 of 2024 dated 13.11.2024, registered for the offences punishable under Sections 126(2), 115(2), 109(1), 117(2), 351(2), 352 and 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. As per allegation, the accused persons including the petitioners have assaulted the informant and his family members, causing injuries on head and other parts of the body.

4. Ld. counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated in this case. He further submits that as a matter of fact, the informant and accused side are agnets and on account of some partition disputes, there was altercation between the two sides, causing injuries to both sides on head and other parts of the body. He further submits that accused/petitioners side has also filed a case against the informant side bearing Chandramandi P.S. Case No. 218 of 2024, registered for the offences punishable under Sections 126(2), 115(2), 109(1), 117(2), 118(1), 351(2), 352 and 3(5) of the Bharatiya Nyaya Sanhita, 2023.

5. It is also stated in paragraph no. 2 of the bail petition that the petitioners have 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 bail petition that the petitioners have no criminal antecedent.

7. However, Ld. APP for the State vehemently opposes the prayer of the Petitioners for bail.

8. Seeing the case and counter case and injuries on both sides, **this petition is allowed**, directing the petitioners, above-named, to be enlarged on bail, in the event of their 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 their furnishing bail bonds in the sum of Rs.10,000 /- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of concerned Court below, in connection with Chandramandi P.S. Case No. 220 of 2024, subject to the conditions as laid down under Section 438 (2) Cr.P.C. and on the following conditions:

(i) In case, it is brought to the notice of the court below that the petitioners have any criminal antecedents, Ld. court below shall cancel the bail bonds of the petitioners after hearing them and getting satisfied that the petitioners have concealed their criminal antecedents despite their 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, Ld. court below shall cancel the bail bonds of the petitioners.

(Jitendra Kumar, J.)

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