

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21797 of 2025

Arising Out of PS. Case No.-453 Year-2024 Thana- AKBARPUR District- Nawada

1. Govind Chauhan @ Govind Kumar Son of Nandlal Chauhan Resident of Village - Sahpur Jhiloriya, P.S. - Akbarpur, District - Nawada
2. Pitambar Chauhan Son of Late Chouthi Chauhan Resident of Village - Sahpur Jhiloriya, P.S. - Akbarpur, District - Nawada
3. Mohan Chauhan Son of Sohar Chouhan Resident of Village - Sahpur Jhiloriya, P.S. - Akbarpur, District - Nawada
4. Ranjeet Chouhan Son of Barhamdeo Chauhan Resident of Village - Sahpur Jhiloriya, P.S. - Akbarpur, District - Nawada

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sheo Kumar Prasad
For the Opposite Party/s : Mr.Md. Mushtaque Alam

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 01-05-2025 1. Heard the parties.

2. The petitioners apprehend their arrest in connection with Akbarpur P.S. Case No. 453 / 2024 dated 04.11.2024 registered under Sections 3(5), 115(2), 118(2), 126(2), 351(2), 352 of the B.N.S.S.

3. As per the first information report on 02.11.2024 the sons of the informant Gautam Kumar and Lovekesh Kumar were going to attend the nature call. The petitioners surrounded them and the petitioner no. 1 assaulted Lovekesh Kumar with farsa on his head. The petitioner no. 4 assaulted Gautam Kumar on his



head with sword, the petitioner no. 2 assaulted the family members of the informant Ramchandra Chouhan with 'kahara' (sickle) and the petitioner no. 3 assaulted the daughter of informant with iron rod.

4. Learned counsel for the petitioners submits that petitioners and informant are close door neighbour and the occurrence has taken place between them due to quarrel between children. A counter case has been lodged by the side of petitioners against the informant and others bearing Akbarpur P.S. Case No. 452 of 2024. Section 109 of the B.N.S. Act has not been alleged against the petitioners. From perusal of the impugned order it would be evident that injury has been referred to but the learned Additional Sessions Judge -II, Nawada has not mentioned that the injuries sustained by the victims are grievous / serious in nature.

5. Having regard to the submission made by the parties, taking into consideration the fact that both the parties are neighbour having trivial dispute, case and counter case is there and the injury as referred to in the impugned order does not show that it was serious / grievous in nature accordingly I am inclined to grant anticipatory bail to the petitioners.

6. Let the petitioners, above named, be released on



anticipatory bail in the event of arrest or surrender before the court below within a period of four weeks from today on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Nawada in connection with Akbarpur P.S. Case No. 453 /2024 subject to the condition as laid down under Section 482 (2) of the B.N.S.S. 2023.

(Anil Kumar Sinha, J)

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