

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22429 of 2025

Arising Out of PS. Case No.-348 Year-2024 Thana- SONBERSA District- Sitamarhi

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1. Sanjiv Ram Son Of Ramlagan Ram Resident Of Village- Madhesara, P.S.- Bhutahi, Distt.- Sitamarhi
 2. Ramlagan Ram Son Of Asharfi Ram Resident Of Village- Madhesara, P.S.- Bhutahi, Distt.- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Uday Kumar, Advocate

For the Opposite Party/s : Mr. Shyameshwar Dayal, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 29-04-2025 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners seek bail in connection with Sonbarsa P.S. Case No. 348 of 2024, instituted for the offences punishable under Sections 126(2), 115(2), 109, 352, 3(5) of the Bharatiya Nyaya Sanhita, 2023, read with Sections 25(1-B)(a), 26 and 35 of the Arms Act.

3. The prosecution case, in short, is that, the petitioners along with other co-accused persons assaulted the informant by means of *lathi*, *danda* due to which he sustained injuries. It is further alleged that petitioner no. 1 and co-accused Rajkumar was having pistol in their hand.



4. Learned counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated in the present case. No incriminating material have been recovered from the conscious possession of the petitioners. Learned counsel for the petitioners also submits that the petitioners are named in the FIR but they have got no concern with the alleged occurrence. No specific allegation has been attributed against the petitioners. The allegations levelled against the petitioners are general and omnibus in nature. It is further submitted that the injury received by the informant is simple in nature. The petitioners are in custody since 11.11.2024. Petitioner no. 1 has got one criminal antecedent in which he is on bail and petitioner no. 2 has got no criminal antecedent.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioners.

6. Considering the aforesaid facts and circumstances of the case and taking into account the period of custody undergone by the petitioners, this Court is inclined to grant bail to the petitioners.

7. Let the petitioners be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of Court



below/concerned Court in connection with Sonbarsa P.S. Case
No. 348 of 2024, subject to the following conditions:

(I) One of the bailors shall be own/close member of
the family of the petitioner.

(II) The petitioner shall appear on each and every date
fixed at the trial. In case of default in such appearance on two
consecutive dates, the Trial Court will have liberty to cancel the
bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

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