

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.29162 of 2025**

Arising Out of PS. Case No.-107 Year-2025 Thana- MUZAFFARPUR TOWN District-  
Muzaffarpur

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Raj Kumar @ Raj Kumar Sah S/O Late Janardan Prasad Village- Nai Bazaar  
Sabzi Mandi, PS- Town, Dist.- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

|                          |   |                                  |
|--------------------------|---|----------------------------------|
| For the Petitioner/s     | : | Mr. Sunil Kumar Pathak, Advocate |
| For the Opposite Party/s | : | Mr. Harendra Prasad, APP         |
| For the Informant        | : | Mr. Ratneshwar Prasad, Advocate  |

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**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH  
MISHRA**

**ORAL ORDER**

2      15-05-2025                      Heard learned counsel for the petitioner, learned  
counsel for the informant and learned APP for the State.

2. The petitioner seeks bail in connection with Town  
(Muzaffarpur) P.S. Case No. 107 of 2025 instituted for the  
offences under Sections 126(2), 115(2), 109, 61(2), 316(2),  
318(4), 303(2), 3(5) of the BNS.

3. Prosecution case, in short, is that, petitioner and his  
daughter sold their house to the informant but they continued to  
live there as tenants beyond the agreeing period. When the  
informant asked to vacate the same, they allegedly assaulted the  
informant and also took out Rs. 10,000/- from the pocket of the  
informant's brother.



4. Learned counsel for the petitioner submitted that the petitioner is innocent and has falsely been implicated in the present case. Learned counsel further submitted that no sale deed as alleged by the informant has been executed by the petitioner. Learned counsel for the petitioner submitted that general and omnibus allegation has been made against the petitioner. Learned counsel further submitted that as a matter of fact, there already exists land dispute between the parties and Title Suit is also pending between them. Learned counsel further submitted that counter-case has also been lodged by the petitioner against the informant and other. Learned counsel further submitted that as per allegation levelled in the FIR, the petitioner assaulted on the head of the informant but no any injury is available on record to substantiate the claim. It has been submitted on behalf of the petitioner that the petitioner is in custody since 03.03.2025 and has one criminal antecedent.

5. Learned A.P.P. for the State and learned counsel for the informant vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, case and counter-case between the parties as also the period of custody undergone by the petitioner, this Court is



inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Town (Muzaffarpur) P.S. Case No. 107 of 2025.

**(Rudra Prakash Mishra, J)**

Alok Verma/-

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