

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33196 of 2025

Arising Out of PS. Case No.-21 Year-2025 Thana- AURANGABAD TOWN District- Aurangabad

1. Sahil @ Junaid Alam S/o- Md. Ujair R/o- Ganj Mohalla- Nawadeeh Road Aurangabad, Ps Dist- Aurangabad
2. Shamshad Alam S/o- Md. Saud Alam @ Saud Alam R/o- Ganj Mohalla- Nawadeeh Road Aurangabad, Ps Dist- Aurangabad
3. Ladla @ Md. Zubair Alam @ Zubair Alam S/o- Md. Ujair R/o- Ganj Mohalla- Nawadeeh Road Aurangabad, Ps Dist- Aurangabad
4. Mobassir Alam S/o- Mahoob Alam @ Mahboob Alam R/o- Ganj Mohalla- Nawadeeh Road Aurangabad, Ps Dist- Aurangabad

... .. Petitioners.

Versus

The State of Bihar.

... .. Opposite Party.

WITH

CRIMINAL MISCELLANEOUS No. 38792 of 2025

Arising Out of PS. Case No.-21 Year-2025 Thana- AURANGABAD TOWN District- Aurangabad

Naiyar Alam @ Raja S/o- Saud Alam @ Md. Saud Alam Resident of Village- Ganj Mohalla Nawadih Road PS- Aurangabad District-Aurangabad.

... .. Petitioner.

Versus

The State of Bihar.

... .. Opposite Party.

Appearance :

(In CRIMINAL MISCELLANEOUS No. 33196 of 2025)

For the Petitioners : Mr. Shailesh Kumar Singh, Advocate

For the Opposite Party/s: Mr. Ahmad Ali, APP

(In CRIMINAL MISCELLANEOUS No. 38792 of 2025)

For the Petitioner/s : Mr. Shailesh Kumar Singh, Advocate

For the Opposite Party/s: Mr. Lakshmi Kant Sharma, APP

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

4 16-07-2025 As both the cases arise out of the same police station case number, with consent of parties, they have been heard together for final disposal at this stage itself.

2. Heard learned counsel for the petitioners and learned A.P.P. for the State.

3. The petitioners apprehend their arrest in a case regis-



tered for the offences punishable under Sections 126 (2), 115 (2), 118 (1), 109 (1), 303 (2), 32, 351 (1) and 3 (5) of the B.N.S., 2023.

4. The allegation in the first information report is that the accused persons including these petitioners assaulted the informant by means of a weapon like stick and rod due to which the informant received serious injury.

5. It is submitted by learned counsel for the petitioners that there is general and omnibus allegations of assault against all the accused persons due to previous enmity. Further, there is case and counter case. As a matter of fact, the petitioners have lodged F.I.R. for the same occurrence on the same date, being Aurganabad Town P.S. Case No.22 of 2025, which has been annexed as Annexure-2 to the present application. It is further submitted that the injury received by petitioner, Naiyar Alam @ Raja of Cr. Misc. No.38792 of 2025 has been annexed as Annexure-3, which would show that injury is grievous in nature.

6. Learned APP for the State opposed the grant of anticipatory bail on account of the fact that the injury report of the informant indicates that he has suffered grievous injury.

7. Taking into consideration the facts and circumstances of the case as well as the fact that there is case and counter case



and the petitioner, Naiyar Alam @ Raja has also sustained the grievous injury, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned 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 the learned lower Court where the case is pending/successor Court in connection with Aurangabad Town P.S. Case No.21 of 2025, subject to the condition as laid down under Section 482 (2) Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023.

(Soni Shrivastava, J)

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