

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38062 of 2025

Arising Out of PS. Case No.-35 Year-2024 Thana- CHACKMEHSI District- Samastipur

1. Vinod Sahani son of Shivji Sahani
2. Jay Kumar @ Jay Sahani
3. Ajay Kumar @ Ajay Sahani Both are Sons of Vinod Sahani, All are residents of Village -Jagdishparan Ward No. 15 PO- Chakmehasi PS -Chakmehasi District -Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Narsingh Tanti, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 15-10-2025

1. Heard learned counsel for the parties.

2. The petitioners in this application pray for bail apprehending their arrest in connection with Chakmehasi P.S. Case no.35 of 2024 registered for the offence punishable under sections 307, 354B, 341, 342, 323, 324, 379, 504, 506 and 34 of the Indian Penal Code.

3. As per the prosecution case, eleven named accused persons including the three petitioners herein are said to have abused and assaulted the nephew (*bhanja*) of the informant and also having misbehaved with the informant. It is further stated that they also took away Rs.20,000/ in cash.

4. Learned counsel for the petitioners submits that the petitioners have been falsely implicated in the case. There is



an inordinate delay of two days in lodging of the FIR. The FIR has not been written in the hand of the informant but is a typed copy. There is pending land dispute between the parties and the petitioners have no criminal antecedent.

5. The application for bail is opposed by learned A.P.P. for the State who referring to the contents of the injury report of the nephew of the informant submits that he has sustained grievous injury being fracture of his skull.

6. Having heard learned counsel for the parties and taking into consideration the allegations against the petitioners who are named in the FIR together with the contents of the injury report of the nephew of the informant who is said to have sustained the fracture of his skull which in the opinion of the doctor is grievous in nature, in the facts of the case, the Court is not inclined to enlarge the petitioners on anticipatory bail and the application is rejected.

7. The petitioners are directed to surrender in the learned Court below within a period of four weeks.

(Partha Sarthy, J)

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