

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37237 of 2025

Arising Out of PS. Case No.-11 Year-2024 Thana- Chakki District- Buxar

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Lalan Bin @ Lalan Chaudhary son of Late Pahal Bin Resident of village -
Bhariyar, ps- chakki, Dist- Buxar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arun Kumar Gupta, Advocate
For the Opposite Party/s : Mr. Narsingh Tanti, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

3 06-08-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Chakki P.S. Case No. 11 of 2024 lodged on 17.09.2024 under
Sections 191(2), 191(3), 190, 126(2), 115(2), 109, 352, 351(2)
& 3 of the Bharatiya Nyaya Sanhita, 2023. Later on Section 103
of the BNS was also added.

3. As per the prosecution, F.I.R. has been lodged
against five named accused persons, including the present
petitioner, alleging that all the accused persons surrounded and
assaulted the informant, who was sitting at Manegi Baba Asthan
under a Banyan tree, with lathis, due to which injuries were



caused to the informant's father, and he subsequently died during treatment.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He further submits that the case diary has been called for, and as per the case diary, the only allegation against the petitioner is of assault, however, due to old age, the informant's father could not sustain the injuries and subsequently died. He further submits that the petitioner has been in custody since 18.09.2024. Furthermore, the petitioner is ready to comply with all conditions that may be imposed upon him.

5. Learned APP for the State opposes the prayer for bail and submits that it is the petitioner against whom there is a specific allegation of assault with a lathi, and the injured died as a result of the said assault.

6. Upon a specific query by the Court as to whether the charge has been framed in this case, learned counsel for the petitioner submits that, to the best of his knowledge, the charge has already been framed.

7. Considering the nature of the offence, this Court is not inclined to grant bail to the petitioner at present. Accordingly, the prayer for regular bail of the petitioner is



hereby refused with liberty to the petitioner that he may renew
his prayer for bail **after six months from today, if the trial is
not concluded.**

(Dr. Anshuman, J.)

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