

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47328 of 2025

Arising Out of PS. Case No.-268 Year-2021 Thana- WAJIRGANJ District- Gaya

1. Ravendra Rajbanshi @ Ravindra Rajbanshi @ Ravindra Ravanshi @ Ravinder Kr.@ Ravindra Rajvansi son of Ganauri Rajbanshi @ Ganauri Rajvanshi Resident Of Village -Chain Bigha PS- Wazirganj, District -Gaya
2. Lallu Rajbanshi @ Lallu Rajvanshi @ Lalu Rajvanshi Son of Jai Ram Rajbanshi Resident Of Village -Chain Bigha, PS- Wazirganj Dist -Gaya
3. Dularchand Rajbanshi @ Dularchand Rajvanshi son of Jitan Rajbanshi @ Jitan Rajvanshi Resident Of Village -Chain Bigha PS- Wazirganj, District -Gaya
4. Karan Rajbanshi @ Karan Ravanshi @ karan Rajvanshi Son of Suresh Rajbanshi @ Suresh Rajvanshi Resident Of Village -Chain Bigha PS- Wazirganj Dist -Gaya
5. Premchand Rajbnashi @ Prem Chand Rajvanshi son of Jitan Rajbanshi @ Jitan Rajvanshi Resident Of Village -Chain Bigha PS- Wazirganj Dist -Gaya
6. Anil Rajbanshi @ Anil Rajvanshi son of Kailu Rajvanshi @ Kailash Rajvanshi @ Kailash Rajbanshi Resident Of Village -Chain Bigha PS- Wazirganj Dist -Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Manish Kumar No.2, Advocate Mr.Aryan Singh, Advocate
For the Opposite Party/s :		Mr.Shailendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 30-07-2025 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

2. In the present case, the petitioners seek bail in connection with Wajirganj P.S. Case No. 268 of 2021, registered for the offences under Sections 341, 323, 504, 308, 427, 379/34 of the Indian Penal Code and later on Section 302 IPC was



added.

3. As per prosecution case, the petitioners and other co-accused persons entered into the house of the informant and abused and assaulted her. When the husband of the informant intervened, he was assaulted by the assailants making him unconscious. The husband of the informant was taken to the hospital for treatment and during treatment, he died after 10 days.

4. Learned counsel for the petitioners submits that petitioners are innocent and have been falsely implicated in this case. Altogether 13 persons have been made accused in this case with general and omnibus allegation. The occurrence took place on 16.06.2021 and the husband of the informant died on 26.06.2021. The statement of the husband of the informant was not recorded though he remained in hospital for ten days and was quite conscious. The husband of the informant died due to some illness as he was being treated in the private hospital, but the injury report from the private hospital has not been brought on record. There was old dispute between the parties and during investigation, the witnesses stated that for settlement of old dispute, both the parties had assembled and some scuffle took place. The learned counsel further submits that a number of co-



accused persons have been granted regular bail by a Coordinate Bench of this Court vide orders dated 12.01.2023, 15.05.2023 and 11.08.2023 passed in Cr. Misc. Nos.47482/2022, 2300/2023 & 50655/2023, respectively. The case of the petitioners is on exactly similar footing. The learned counsel further submits that the petitioners are in custody since 20.01.2025 and charge sheet has been submitted. The petitioners are having clean antecedents.

5. Learned A.P.P. vehemently opposes the submission made on behalf of the petitioners. Learned A.P.P. submits that in the assault by the petitioners, one person had lost his life.

6. Having regard to the fact and circumstances and submission made on behalf of the parties and considering the general nature of allegation against the petitioners, grant of bail to similarly placed co-accused persons, submission of charge sheet and period of custody of the petitioners, the petitioners are directed to be released on bail, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) each with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-1, Gaya/concerned court, in connection with Wajirganj P.S. Case No. 268 of 2021, subject to the conditions mentioned in Section 480 (3) of BNSS and also



the following conditions :

(i) One of the bailors will be a close relative of the petitioners.

(ii) The petitioners will remain present on each and every date fixed by the below, if so required by the learned trial court.

(iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioners will be liable to be cancelled by the court concerned.

V.K.Pandey/-

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(Arun Kumar Jha, J)

