

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46466 of 2025

Arising Out of PS. Case No.-21 Year-2025 Thana- AKILPUR District- Saran

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1. Ramawati Devi W/O- Ashok Rai Village- Navdiyari Ps- Akilpur Dist- Saran At Chapra
 2. Deepak Kumar S/o- Shambhu Ray Village- Navdiyari Ps- Akilpur Dist- Saran at Chapra

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

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

For the Opposite Party/s : Mr. Damodar Prasad Tiwary, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 01-08-2025 Heard learned counsel for the petitioners and learned APP for the State.

2. The instant application for anticipatory bail has been filed by the petitioners apprehending their arrest in connection with Akilpur P.S. Case No. 21 of 2025 instituted for the offence under Sections 191(2), 190, 126(2), 115(2), 118(1), 117(2), 76, 109, 303(2), 324(4), 324(5), 352, 351(2) and 351(3) of Bhartiya Nyaya Sanhita.

3. The case of the prosecution is that on the alleged date of the occurrence, accused Ashok Rai in order to encroach the property of the informant was erecting balcony which was opposed by the informant then Ashok Rai started abusing and



called another accused persons including these petitioners. There is specific allegation against petitioner no. 2 Deepak Kumar that he assaulted Rajendra Rai on his head and against accused Ramavati Devi petitioner no. 1, she assaulted with khanti to daughter-in-law of the informant.

4. Learned counsel appearing on behalf of the petitioners has submitted that petitioners are innocent and have committed no offence. They have falsely been implicated in this case. Learned counsel for the petitioners has submitted that this case is counterblast of the case which has been filed by petitioner no. 1 Ramawati Devi. It has also been submitted by learned counsel for the petitioners that these petitioners have also received injuries in the occurrence. A statement has been made in para-3 of this petition that the petitioners have got no criminal antecedent. Learned counsel for the petitioners submits that there was free fight between the parties in which both parties have received injuries.

5. In contra, learned APP appearing for the State and learned counsel for the informant have opposed the prayer of bail of the petitioners. Learned counsel for the informant has submitted that the nature of injuries is grievous but has not been able to show the injury report whereas he has conceded the



argument of learned counsel for the petitioners that petitioners have also received injuries.

6. Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioners on bail. The petitioners are directed to surrender in the Court below within a period of four weeks from today and in the event of their arrest or surrender in connection with Akilpur P.S. Case No. 21 of 2025, they will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Saran at Chapra subject to the conditions as laid down under section 482(2) of B.N.S.S.

(Ashok Kumar Pandey, J)

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