

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48265 of 2025

Arising Out of PS. Case No.-46 Year-2025 Thana- VALMIKINAGAR District- West
Champaran

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1. Haridwar Ram S/O Late Ram Kishun Ram Village- Chakdahwa, Police Station- Valmiki Nagar, District- West Champaran
 2. Dharmendra Ram @ Dharmendra Kumar Ram S/O Late Haridwar Ram Village- Chakdahwa, Police Station- Valmiki Nagar, District- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vijay Kr Singh No. 1, Advocate

For the Opposite Party/s : Mr. Shyameshwar Dayal, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 06-08-2025 Heard Mr. Vijay Kr Singh No. 1, learned counsel
for the petitioners and Mr. Shyameshwar Dayal, learned
Additional Public Prosecutor for the State.

2. The petitioners are apprehending their arrest in connection with Valmiki Nagar P.S. Case No. 46 of 2025, F.I.R. dated 06.05.2025 for the offences punishable under Sections 126(2), 115(2), 352, 351(2), 118(1), 109(1), 303(2) and 3(5) of the Bhartiya Nyaya Sanhita, 2023.

3. According to prosecution case, both these petitioners in drunken state have assaulted the informant by means of hammer and scredriver and they have also took Rs. 10,000/- from the pocket and snatched gold chain from the informant.

4. Learned counsel for the petitioners submits that



petitioners have clean antecedent and they have falsely been implicated in the present case. It appears from the F.I.R that due to some petty dispute the present occurrence has taken place. Although there is specific allegation against the petitioners that they have assaulted to the informant by means of hammer and screwdriver due to which he received three injuries but it appears from the injury report that all the three injuries are simple in nature caused by hard and blunt object.

5. Learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioners.

6. Considering the aforesaid facts and circumstances that the petitioners have clean antecedent and injuries received by the injured person are simple in nature, let the petitioners, above named, in the event of arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate 1st, Bagaha, West Champaran in connection with Valmiki Nagar P.S. Case No. 46 of 2025, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure / Section 482(2) of the Bhartiya Nagarik



Suraksha Sanhita and with other following conditions:-

i. Petitioners shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on their absence on two consecutive dates without sufficient reason, their bail bond shall be cancelled by the Court below.

ii. If the petitioners tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioners and in case at any stage it is found that the petitioners have concealed their criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioners. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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