

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49367 of 2025

Arising Out of PS. Case No.-165 Year-2025 Thana- SUGAULI District- East Champaran

Hareram Thakur S/o Ram Surat Thakur R/o Village- Madhumalti Ward No. 11, Dakshini Chhapra Bahar, P.S.- Sugauli, District- East Champaran, Motihari

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajesh Kumar, Adv.

For the Opposite Party/s : Mr. Ganesh Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

3 08-10-2025 Heard learned counsel for the petitioner and learned APP for the State. Perused the case diary.

2. The petitioner seeks bail in connection with Sugauli P.S. Case No. 165 of 2025 instituted for the offences under Sections 126(2), 115(2), 118(1), 109, 76, 351(2), 351(3), 3(5) of the Bhartiya Nyaya Sanhita, 2023.

3. As per prosecution case, the accusation against the the petitioner is of assaulting the informant's husband as well as her father-in-law by means of *farsa* due to which both of them sustained injuries over their heads.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence as alleged against him and has falsely been implicated in the present case



due to village politics. There is a case and counter case between the parties. Earlier, the petitioner lodged the F.I.R. on 09.04.2025 against the informant side bearing Sugauli P.S. Case No. 164 of 2025. Both the parties are co-villagers and there is a previous enmity between them regarding land. The petitioner has no criminal antecedent and is languishing in judicial custody since 11.04.2025 without any rhyme or reason.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner, stating that there is specific allegation against the petitioner of assaulting the informant's husband and her father-in-law by means of *farsa*. The Investigating Officer, after completion of investigation, has submitted charge-sheet against the petitioner for offence under Sections 126(2), 115(2), 118(1), 109, 76, 352, 351(2), 3(5) of the Bhartiya Nyaya Sanhita, 2023. The injury report supports the prosecution case and, hence, the petitioner does not deserve bail.

6. Having heard rival contention of both the parties and considering the entire facts and circumstances of the case as also taking into account the period of custody of the petitioner and the petitioner having no criminal antecedent, let the petitioner, abovenamed, be released on bail on furnishing bail



bonds of Rs.15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Sugauli P.S. Case No. 165 of 2025.

(Rudra Prakash Mishra, J)

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