

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49582 of 2025

Arising Out of PS. Case No.-238 Year-2025 Thana- ALOULI District- Khagaria

Abu Faizan @ Pappu @ Md. Abu Faizan Son of Late Mahfooz Alam
Resident of Village- Jogiya, P.S.- Alauli, District- Khagaria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ram Sumiran Rai, Adv.

For the Opposite Party/s : Mr.Ram Bilash Roy Raman, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

3 13-08-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Alauli
P.S. Case No. 238 of 2025 instituted for the offences under
Sections 191(2), 191(3), 190, 194(2), 195(2), 109 of the
Bharatiya Nyaya Sanhita, 2023.

3. Prosecution case, in short, is that on the alleged date
and time when the informant along with police force was on
patrolling duty, a quarrel broke out between two groups over
alleged misbehaviour with a minor girl, leading to physical
altercation. Police intervened and pacified the parties. It is
further alleged that the ex-*mukhiya* instigated the public against
the police force.



4. Learned counsel for the petitioner submitted that the petitioner has falsely been implicated in the present case. Learned counsel for the petitioner submitted that general and omnibus allegation has been made against the petitioner. No specific overt act is alleged against the petitioner. Learned counsel further submitted that no police personnel has been injured in the alleged occurrence. Learned counsel for the petitioner further submits that at the time of scuffle, Sonu Kumar has sustained superficial injury and except that, none has received any injury. It has been submitted on behalf of the petitioner that the petitioner is in custody since 08.06.2025 and has two criminal antecedents.

5. Learned counsel for the petitioner further submits that the co-accused Sonu Kumar and Md. Imdad have already been granted bail by this Court vide orders dated 07.08.2025 and 06.08.2025 passed in Cr. Misc. Nos. 50541 of 2025 and 50978 of 2025 respectively.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case, there being no specific allegation against the petitioner, the period of custody undergone by the petitioner as



also the prayer for bail being based on parity, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner 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 Alauli P.S. Case No. 238 of 2025.

(Rudra Prakash Mishra, J)

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