

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53717 of 2025

Arising Out of PS. Case No.-88 Year-2025 Thana- KOILWAR District- Bhojpur

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1. Virat Singh @ Virat Kumar Singh S/o Rajendra Singh R/o Village - Jamalpur Naya, P.S- Koilwar, District- Bhojpur (Bihar)
 2. Ajay Kumar Singh S/o Rajendra Singh R/o Village - Jamalpur Naya, P.S - Koilwar, District- Bhojpur (Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rohit Kumar, Advocate
For the Opposite Party/s : Mr. Rabindra Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 21-08-2025 1. Heard learned counsel for the petitioners, Mr. Rabindra Kumar, learned A.P.P. for the State and learned counsel appearing on behalf of the informant.
2. The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 126(2), 115(2), 110, 352, 351(2)(3) and 3(5) of the BNS.
3. Learned counsel for the petitioners submits that petitioner no. 1 is a person with clean antecedent and petitioner no. 2 has antecedent of one case. It is further submitted that the offences for which the instant FIR was instituted carry punishment of seven years and less, as such, the police gave notice under Section 35 of the BNSS. It is next submitted that petitioners during the course of investigation always cooperated



with the police and the police never felt the need of arresting the petitioners but then charge-sheet came to be submitted and cognizance has been taken, hence, petitioners apprehend their arrest. It is also submitted that when the police during the course of investigation never felt the need of arresting the petitioners whether it would be prudent for this Court to send the petitioners to jail when admittedly the injury suffered by the injured is simple in nature.

4. Learned counsel for the petitioners submits that the injury suffered by the injured is simple in nature and one of the injuries is on non-vital part of the body.

5. Learned A.P.P. for the State and learned counsel appearing on behalf of the informant opposed the prayer for anticipatory bail of the petitioners but then are not in a position to rebut the submission of the learned counsel appearing on behalf of the petitioners that petitioners cooperated during the course of investigation and the police never felt the need to arrest them.

6. Considering the submissions made by the learned counsel for the petitioners, let the petitioners above-named, in the event of their arrest or surrender before the learned trial court within a period of six weeks from today, be released on



anticipatory bail on furnishing bail bonds of Rs.10,000/-
(Rupees Ten Thousand) each with two sureties of the like
amount each to the satisfaction of the learned trial court where
the case is pending/Successor Court in connection with Koilwar
P.S. Case No. 88 of 2025, subject to the conditions as laid down
under Section 482(2) of the BNSS.

(Satyavrat Verma, J)

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