

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.55044 of 2025**

Arising Out of PS. Case No.-291 Year-2024 Thana- AANDAR District- Siwan

1. Budhan Shah S/o Late Harihar Shah Resident of village- Hujhujipur, PO- Gabhirar, PS- Ander, District- Siwan
2. Manoj Shah @ Manoj Kumar Gupta S/o Budhan Shah Resident of village- Hujhujipur, PO- Gabhirar, PS- Ander, District- Siwan
3. Shivji Shah @ Shivajee Gupta S/o Budhan Shah Resident of village- Hujhujipur, PO- Gabhirar, PS- Ander, District- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Ayush Kumar, Advocate.  
For the Opposite Party/s : Mr.Murli Dhar, APP.

**CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH**  
**ORAL ORDER**

2      27-08-2025                      Heard Mr. Ayush Kumar, learned counsel appearing on behalf of the petitioners and Mr. Murli Dhar, learned APP for the State.

2. The petitioners seek pre-arrest bail in connection with Ander P.S. Case No. 291 of 2024 registered for the offence punishable under Sections 126(2), 115(2), 125(a), 109, 352 and 3(5) of the BNS.

3. As per the allegation made in the F.I.R., due to land dispute, all the accused persons named in the F.I.R. including the petitioners are said to have assaulted the informant and his son by means of lathi, bricks and stone.



4. Learned counsel appearing on behalf of the petitioners submitted that the petitioners are innocent and they have falsely been implicated in the case. The allegation levelled against the petitioners is not specific rather general and omnibus. There is case and counter case between the parties. The injury sustained by the victim is simple in nature.

5. Learned APP for the State has vehemently opposed the prayer for grant of pre-arrest bail to the petitioners.

6. Considering the nature of allegation made against the petitioners to be general and omnibus and the injury sustained by the victim is simple in nature, the petitioners, above named, are directed to be released on pre-arrest bail, in the event of their arrest or surrender before the Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate First Class, Siwan in connection with Ander P.S. Case No. 291 of 2024, subject to the condition as laid down under Section 438(2) Cr.P.C / 482(2) BNSS.

7. The District Court is directed to verify the criminal antecedent of the petitioners and if it is found that the petitioners are involved in some other cases as what has been stated in



Para-3 of the bail petition, this order will automatically lose its force.

8. The bail application stands disposed of.

**(Purnendu Singh, J)**

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