

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59244 of 2025

Arising Out of PS. Case No.-51 Year-2025 Thana- RASULPUR District- Saran

1. Punyadev Singh son of Late Parshuram Singh Resident of Village -Gauspur PS -Rasulpur District- Saran at Chhapra
2. Indu Devi Wife of Punyadev Singh Resident of Village -Gauspur PS -Rasulpur District- Saran at Chhapra

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Yashraj Bardhan, Advocate

For the Opposite Party/s : Mr. Arun Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 01-09-2025 Heard learned counsel for the petitioners and
the State .

2. Petitioners apprehend their arrest in a case registered for the offence punishable under sections 126 (2), 115 (2), 118 (1) , 351 (2), 352 and 3 (5) of the BNS.

3 . As per the prosecution , informant namely, *Arun Kumar Singh* alleged that on 15.02.2025 at about 5 AM , when brother of informant namely *Mukesh Kumar Singh* had gone to *Dalan* for tying buffalo then these petitioners abused him and upon hearing the noise , informant and his wife reached there where these petitioners also abused them. It is further alleged that on the order of petitioner No. 1 , petitioner No. 2 assaulted



on the head of informant with spade due to which he sustained injury and in the meanwhile , petitioner No. 1 assaulted informant with *lathi*, *danda* on his head and when nearby villagers assembled there, then all the accused persons fled away from the spot and injured were taken to Hospital and accordingly , the present F.I.R. has been lodged.

4. It is submitted on behalf of the petitioners that both parties are *gotias*. F.I.R. has been lodged after the delay of 42 days for which there is no explanation which itself creates doubt over the entire prosecution case . As a matter of fact, petitioner No. 2 had lodged a case vide Rasulpur PS Case No. 29 of 2025 against the informant and others and in retaliation the present false and concocted case was lodged by informant against these petitioners.

5 . Learned counsel for the State oppose the bail petition .

6 Considering the aforesaid facts , delay in lodging the F.I.R. and other circumstances of the case , in the event of arrest or surrender within eight weeks from today, let the petitioners, as named above, be enlarged 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 ACJM –



VI Saran at Chhapra in connection with Rasulpur P.S. Case No.
51 of 2025 , subject to the conditions laid down under section
482 (2) of the Bharatiya Nagarik Suraksha Sanhita (BNSS) ,
2023 .

(Prabhat Kumar Singh, J)

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