

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55929 of 2025

Arising Out of PS. Case No.-46 Year-2025 Thana- TAJPUR District- Samastipur

Ved Prakash @ Vidya Bhushan Giri @ Shrawan Giri S/o- Ramnath Giri
Resident of Village- Songar Ward No 5 PS- Tajpur Dist- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raja Ram Mishra, Advocate

For the Opposite Party/s : Mr.Nirmal Kumar Sinha, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 27-08-2025 Heard learned Counsel for the petitioner and learned
APP for the State.

2. The petitioner who apprehends arrest in connection with Tajpur P.S. Case No. 46/2025 lodged on 21.03.2025 for the offences punishable under sections 126(2), 115(2), 109, 303(2), 352, 351(2) and 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. As per the prosecution, the F.I.R. has been lodged against three named accused persons alleging that they assaulted the informant and snatched away a sum of Rs.25,000/-.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. It is urged that the informant and the petitioner are *gotia* and well acquainted with each other, and due to such relationship the petitioner has been unnecessarily roped in with



false and frivolous allegations. It is further submitted that although the petitioner is accused in three other criminal cases, but he has already been granted bail in all those matters. The injury sustained by the informant is simple in nature and no offence under Section 109 of the B.N.S., 2023 is made out against the petitioner. Moreover, no motive has been assigned in the F.I.R. to connect the petitioner with the alleged offence.

5. Learned APP for the State, on the other hand, vehemently opposes the prayer for bail and submits that the learned Trial Court, while rejecting the bail application of the petitioner after perusing the case diary, has recorded that the injury report of the informant corroborates the allegation. It is further contended that the antecedents of the petitioner are not clean as he is accused in three other criminal cases.

6. In this background, this Court is not inclined to grant bail to the petitioner. Accordingly, the prayer for bail of the petitioner in connection with Tajpur P.S. Case No. 46/2025, pending before the learned ACJM-1, Samastipur is hereby rejected.

7. However, if the petitioner surrenders before the learned Trial Court within a period of six weeks from today, the Trial Court shall consider and dispose of his surrender-cum-bail



application on the same day, without being prejudiced by the fact that the petitioner's anticipatory bail has been rejected by this Court. The petitioner shall produce substantial proof on affidavit along with the bail application to show that he is not absconding in any of the cases mentioned in paragraph no.3 of the petition, namely—(i) Tajpur P.S. Case No. 243 of 2018, (ii) Tajpur P.S. Case No. 274 of 2020, and (iii) Tajpur P.S. Case No. 163 of 2021.

(Dr. Anshuman, J)

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