

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57399 of 2025

Arising Out of PS. Case No.-157 Year-2024 Thana- PATAHI District- East Champaran

1. Omprakash kumar S/o Ajay pandey Resident of village - Rupani, P.s.- Patahi, Distt.- East Champaran
2. Premprakash Kumar @ Vipin Kumar S/o Ajay Pandey Resident of village - Rupani, P.s.- Patahi, Distt.- East Champaran
3. Aman Kumar S/o Anil Kumar Singh Resident of village - Rupani, P.s.- Patahi, Distt.- East Champaran
4. Gulshan Kumar Pandey S/o Late Subodh Pandey Resident of village - Rupani, P.s.- Patahi, Distt.- East Champaran
5. Ripu Sudan Pandey S/o Krishn Nandan Pandey Resident of village - Rupani, P.s.- Patahi, Distt.- East Champaran Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Abhishek Kumar, Adv.
For the State	:	Mr.Jagdhara Prasad, APP
For the Informant	:	Mr. Yogesh Chandra Verma, Sr. Adv.

CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR PANDEY

ORAL ORDER

2 27-08-2025 Heard learned counsel for the petitioners as well as the learned APP for the State.

2. The petitioners apprehend their arrest in connection with Patahi P.S. Case No. 157 of 2024 registered for the offences punishable under Sections 147, 148, 149, 341, 323, 324, 307, 379, 504, 506 of the Indian Penal Code.

3. As per prosecution case, the accused persons are said to have assaulted the informant and his family members, as a result of which, they sustained injuries.

4. Learned counsel for the petitioners has submitted that the petitioners are innocent and have falsely been implicated in this case. The informant has made specific allegations of assault against the accused persons. They are not named in the FIR and



their names have figured during investigation. It has further been submitted that petitioner nos. 1, 2 and 3 are the persons of clean antecedents whereas petitioner nos. 4 and 5 are accused in Patahi P.S. Case No. 5 of 2020 which has been lodged by the informant. The petitioner nos. 4 and 5 have already been granted bail in Patahi P.S. Case No. 5 of 2020.

5. Sri. Yogesh Chandra Verma, learned Senior counsel for the informant has opposed the prayer for bail and submitted that the process under Section 82 of the CrPC has been issued. His further submission is that according to paragraph no. 65 of the case diary, the petitioners were seen in CCTV footage.

6. The process under Section 82 of the CrPC has been issued against the petitioners. As such, they are directed to surrender before the court below and make prayer for bail which shall be disposed of on the same day without being prejudiced by this order. **While considering the bail application of the petitioners, the learned court below shall take into account the fact that according to the informant, the petitioners are not the assailants.**

7. With these observations, the petition is disposed of.

(Nawneet Kumar Pandey, J)

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