

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65498 of 2025

Arising Out of PS. Case No.-94 Year-2025 Thana- GAYA MUFASIL District- Gaya

1. Sujay Singh S/o Ranvijay Singh R/o vill - Mubarakchak (Mamarakchak), P.s.- Mufassil, Distt.- Gaya
2. Nitish Kumar @ Sachin S/o Sujay Singh R/o vill - Mubarakchak (Mamarakchak), P.s.- Mufassil, Distt.- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mrigendra Kumar, Advocate

For the Opposite Party/s : Mr. Renuka Ratnakar, (APP)

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 17-09-2025 Heard Mr. Mrigendra Kumar, learned counsel appearing on behalf of the petitioners and Mr. Renuka Ratnakar, learned APP for the State.

2. The petitioners seek pre-arrest bail in connection with Gaya Mufassil P.S. Case No. 94 of 2025 registered for the offence(s) punishable under Sections 190, 191(2), 329(3), 329(4), 352, 351(2), 308(2), 109, 118(1), 303(2) of the BNS and 27 of the Arms Act.

3. As per the allegation made in the FIR, the petitioners assaulted the informant along with other co-accused and had snatched gold chain from him.

4. Learned counsel appearing on behalf of the



petitioners submitted that petitioners are innocent and they have falsely been implicated in the present case. Learned counsel submitted that both the petitioners and the informant are agnates and a partition suit no.189 of 2015 is pending amongst them in the Court of learned Civil Judge, (Sr. Div.) VII, Gaya. Injury sustained is simple in nature. The petitioners are having clean antecedent. On these grounds, the petitioners seek to be released on pre-arrest bail.

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

6. Having considered the rival submissions made on behalf of the parties, as well as, the fact that both the petitioners and the informant are agnates and a partition suit no.189 of 2015 is pending amongst them in the Court of learned Civil Judge, (Sr. Div.) VII, Gaya, the petitioners are having clean antecedent, I am of the opinion that petitioners have, prima facie, made out a case to be released on pre-arrest bail.

7. The petitioners, above named, are directed to be released on pre-arrest bail, in the event of their arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like



amount each to the satisfaction of learned Chief Judicial Magistrate, Gaya in connection with Gaya Mufassil P.S. Case No. 94 of 2025, subject to the conditions as laid down under Section 482(2) of the BNSS.

8. The learned 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 paragraph No.3 of the bail application, this order will automatically lose its force.

(Purnendu Singh, J)

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