

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63311 of 2025

Arising Out of PS. Case No.-140 Year-2023 Thana- DAGARUA District- Purnia

1. Sanjida W/O Md. Kuddus Resident of Gehuan, P.S.- Dagarua, District- Purnea.
2. Md. Abid S/O Late Jahir R/O Fulpur, Ward No. 7, P.S- Dagarua, Dist.- Purnea.
3. Md. Tauhid S/O Late Jahir R/O Fulpur, Ward No. 7, P.S- Dagarua, Dist.- Purnea.
4. Md. Zubair S/O Late Jahir R/O Fulpur, Ward No. 7, P.S- Dagarua, Dist.- Purnea.
5. Md. Anwarul S/O Late Jahir R/O Fulpur, Ward No. 7, P.S- Dagarua, Dist.- Purnea.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Md. Fazle Karim, Adv.
For the Opposite Party/s : Md. Anzarul Haque Sahara, APP

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

3 03-12-2025 Heard learned Advocate for the petitioners and
learned Advocate for the State.

2. The petitioners apprehend their arrest in connection with Dagarua P.S. Case No.140 of 2023 registered for the offences punishable under Sections 447, 143, 341, 323, 324, 307, 379, 504, 506 and 354 of the Indian Penal Code.

3. Based upon the written report, the prosecution alleges that over a dispute during game amongst the children, the accused persons along with other unknown persons



variously armed came and brutally assaulted the informant and his family members. There is further allegation of snatching of valuables, besides misbehaviour at the hands of the accused persons.

4. Learned Advocate for the petitioners contended that the genesis of the occurrence is nothing but a quarrel amongst the children, which led to a free fight, resulting into injuries to persons of both the sides. There is a counter version of the present case, being Dagarua P.S. Case No.171 of 2023 instituted by petitioner no.1 against the informant and others. Moreover, the injuries which are allegedly sustained to the informant and others, have been found to be simple in nature as is evident from the impugned order. The petitioners are the persons of fair antecedent and they undertake that they will fully cooperate in the proceeding of the Court.

5. On the other hand, learned Advocate for the State vehemently opposed the bail application and submitted that the petitioners have actively participated in the crime and assaulted the injured persons.

6. Having considered the submissions advanced by the learned Advocate for the respective parties and taking note of the factum of case and counter case, coupled with the genesis



of the occurrence, besides the fair antecedent of the petitioners as also the simple nature of injury, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned 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 C.J.M., Purnea in connection with Dagarua P.S. Case No.140 of 2023, subject to the condition as laid down under Section 482(2) of the BNSS, with further condition that one of the bailors shall be the own/close family members of the petitioners.

(Harish Kumar, J)

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