

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65513 of 2025

Arising Out of PS. Case No.-185 Year-2025 Thana- MOTIHARI MUFASIL District- East
Champaran

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Binod Singh, aged about 48 years (Male) Son of Shri Shankar Singh, resident
of Village- Babu Tola Patpariya, P.S- Motihari Muffasil, District-East
Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Shankar Shrivastava, Advocate
For the Opposite Party/s : Mr. Umanath Mishra, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 17-09-2025 Heard Mr. Vijay Shankar Shrivastava, learned

counsel appearing on behalf of the petitioner and Mr. Umanath

Mishra, learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Muffasil Motihari P.S. Case No. 185 of 2025, registered for
the offence punishable under Sections 126(2), 115(2), 118(2),
132, 324(4), 352, 351(2) and 3(5) of the B.N.S.

3. As per the allegation made in the FIR, while the
staffs of the power holding company went to the village of the
petitioner to collect electricity bill, petitioner along with other
accused persons, had assaulted them and denied to make
payment of dues, which led to disconnection of the electricity.

4. Learned counsel appearing on behalf of the



petitioner submitted that petitioner is innocent and has falsely been implicated in the present case. No specific allegation against the petitioner that he is the one, who had assaulted on any staffs of Electricity Department or power holding company. In view of general and omnibus allegation, no case is made out against the petitioner. He further submitted that the Electricity Act itself provides for realisation of electricity bills, rather, the informant has coerced the petitioner and without giving any intimation, had disconnect the electricity connection. Petitioner has clean antecedent. On these grounds, petitioner seeks to be released on pre-arrest bail.

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

6. Considering the rival submissions made on behalf of the parties, as well as, the nature of allegation made in the FIR. No specific allegation against the petitioner that he is the one, who had assaulted on any staffs of Electricity Department or power holding company. General and omnibus allegation has been levelled against the petitioner. Petitioner has clean antecedent. I am of the opinion that petitioner has, *prima facie*, made out a case to be released on pre-arrest bail.

7. The petitioner, above named, is directed to be



released on pre-arrest bail, in the event of his/her 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) with two sureties of the like amount each to the satisfaction of learned C.J.M., Motihari, East Champaran, in connection with Muffasil Motihari P.S. Case No. 185 of 2025, subject to the condition as laid down under Section 482(2) of the BNSS.

8. The learned District Court is directed to verify the criminal antecedent of the petitioner as stated in paragraph no. 3 of the bail application. If any other case is pending against the petitioner as what has been stated in paragraph no. 3, this order will lose its force automatically.

(Purnendu Singh, J)

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