

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65509 of 2025

Arising Out of PS. Case No.-112 Year-2025 Thana- BAUNSI District- Araria

1. Md. Zeeshan @ Zeeshan S/O Tanveer R/O Village- Karaila, Ward No. 13, P.S- Bausi, Distt.- Araria.
2. Farooq S/O Mainuddin @ Md. Moinuddin R/O Village- Karaila, Ward No. 13, P.S- Bausi, Distt.- Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md Naushaduzzoha, Advocate

For the Opposite Party/s : Mr. Md. Nazir Ansari, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 25-09-2025 Heard Mr. Md Naushaduzzoha, learned counsel

 appearing on behalf of the petitioners and Mr. Md. Nazir Ansari,

 learned APP for the State.

2. The petitioners seek pre-arrest bail in connection
with Bausi P.S. Case No. 112 of 2025 registered for the
offence(s) punishable under Sections
126(2),115(2),118(1),109(1),303(2),352,351(2),351(3),3(5) of
the BNS.

3. As per the allegation made in the FIR, the
petitioners along with other co-accused persons assaulted the
informant and his family members, causing injury to them.

4. Learned counsel appearing on behalf of the



petitioners submitted that the petitioners are innocent and they have falsely been implicated in the present case. The petitioners in spur of the moment, in self-defence, may have caused some injury on the person of the informant side and on the informant, without intention. He further submitted that the injury sustained by the informant's wife has been opined by the doctor to be simple in nature. There is case and counter case between the parties arising out of the same incidence. The petitioners have 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 petitioners in spur of the moment, in self-defence, may have caused some injury on the person of the informant side and on the informant, without intention. The injury sustained by the informant's wife has been opined by the doctor to be simple in nature. There is case and counter case between the parties arising out of the same incidence.

7. In above view of the matter, I am of the opinion that the petitioners have, *prima facie*, made out a case to be



released on pre-arrest bail

8. The learned District Court is directed to release the petitioners on anticipatory 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/- (Ten thousand) with two sureties of the like amount each, to the satisfaction of learned District Court where the case is pending in connection with Bausi P.S. Case No. 112 of 2025, subject to the condition as laid down under Section 482(2) of the B.N.S.S.

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

(Purnendu Singh, J)

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