

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67256 of 2025

Arising Out of PS. Case No.-343 Year-2025 Thana- MOTIHARI MUFASIL District- East
Champaran

Sanju Devi W/o Umesh Prasad R/o Village - Dhekahan Bazar Laxman Tola,
P.S - Muffasil, District - East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Manoj Kumar, Advocate
For the State	:	Mr. Bhanu Pratap Singh, APP

CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

2 17-09-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail, apprehending his arrest, in connection with Motihari Muffasil P.S. Case No. 343 of 2025, dated 30.05.2025, registered for the offences punishable under Sections 126(2), 115(2), 118(1), 109, 303(2), 352 and 3(5) of B.N.S., 2023.

3. As per allegation, some bamboos of the informant were cut and taken away by the petitioner and co-accused persons and on protest, the informant and her family members were assaulted by the petitioner and other co-accused persons.

4. Learned counsel for the petitioner submits that the Petitioner is innocent and has falsely been implicated in this



case. He further submits that as a matter of fact, the informant and petitioner's side are agnates and on account of dispute regarding bamboos belonging to both of them, the occurrence took place in which both sides got injury and case and counter case have been filed. The counter case filed by the petitioner's side bears Muffasil P.S. Case No. 344 of 2025 dated 30.05.2025.

5. It is also stated in paragraph no. 2 of the bail petition that the petitioner has not moved this Court earlier either for anticipatory bail or regular one in the instant case.

6. It has further been stated in paragraph no.3 of the bail petition that the petitioner has no criminal antecedents.

7. However, learned APP for the State vehemently opposes the prayer of the Petitioner for bail.

8. Considering the aforesaid facts and circumstances and particularly the case and counter case and injury on both sides, **this petition is allowed**, directing the petitioner, above-named, to be enlarged on bail, in the event of his arrest or surrender before the court below within a period of eight weeks from the date of receipt / production of a copy of this order, on his furnishing bail bonds in the sum of Rs. 10,000 /- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned concerned Court Below, in connection



with Motihari Muffasil P.S. Case No. 343 of 2025, subject to the conditions as laid down under Section 482 (2) of the B.N.S.S., 2023 and on the following conditions:

(i) In case, it is brought to the notice of the court below that the petitioner has any criminal antecedents, learned court below shall cancel the bail bonds of the petitioner after hearing him and getting satisfied that the petitioner has concealed his criminal antecedents despite his knowledge of the same.

(ii) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong, learned court below shall cancel the bail bonds of the petitioner.

(Jitendra Kumar, J)

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