

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68297 of 2025

Arising Out of PS. Case No.-86 Year-2025 Thana- TIKAPATTI District- Purnia

Om Kumar Son of Ram Chandra yadav R/o Village - Teldiha, Ward No. 4 P.S.
- Tikapatti, District - Purnia.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vivekanand Singh, Advocate

For the Opposite Party/s : Mr.Ajay Kumar Jha, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 24-09-2025 Heard Mr. Vivekanand Singh, learned counsel

appearing on behalf of the petitioner and Mr. Ajay Kumar Jha,

learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Tikapatti P.S. Case No. 86/2025 registered for the
offence(s) punishable under Sections 310(2) and 311 of the
BNS.

3. As per the allegation made in the FIR, the
informant has alleged that while he was taking 213 bags of
maize loaded on a tractor, two miscreants assaulted him and
looted Rs.3,500/-, a mobile phone, Aadhar card etc. from him.

4. Learned counsel appearing on behalf of the
petitioner submitted that petitioner is innocent and has falsely
been implicated in the present case. Though it has been recorded



in the impugned order in paragraph no.5 that 213 bags of corn was recovered from the conscious possession of the petitioner, petitioner seeks pre-arrest bail on the ground that no such occurrence had taken place and in fact the corns in question belonged to his father and were grown on his own *raiya* land. Petitioner has clean antecedent.

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, having perused the allegation made in the FIR, I find that the FIR is against unknown. Allegation against petitioner is to have looted a sum of Rs.3,500/- at the point of weapon from the informant and also assaulted him, causing injury. I am of the opinion that petitioner, who is having clean antecedent, has, prima facie, made out a case to be released on pre-arrest bail, **subject to furnishing of land receipt with regard to land in question at the time of furnishing bail bonds.**

7. The petitioner, above named, is directed to be released on pre-arrest bail, in the event of his 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 Judicial Magistrate 1st Class, Purnea in connection with Tikapatti P.S. Case No. 86/2025, 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 petitioner and if it is found that the petitioner is 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)

Sanjay/-

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