

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71506 of 2025

Arising Out of PS. Case No.-59 Year-2025 Thana- BALRAMPUR District- Katihar

1. Pappu Das @ Pappu Kumar Das Son of Shashi Mohan Das Resident of Village- Haldibari (Mahishal), Ps- Balrampur, Dist- katihar
2. Raju Das @ Rajiv Das son of Shashi Mohan Das Resident of Village- Haldibari (Mahishal), Ps- Balrampur, Dist- katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Mazher Alam, Advocate
For the Opposite Party/s	:	Mr. Shyam Kumar Singh, A.P.P.
For the Informant	:	Md. Musowir, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 08-12-2025 Heard learned counsel for the petitioners, informant and the State.

2. Petitioners apprehend arrest in a case registered for the offences punishable under Sections 126(2), 115(2), 118(1), 109, 74, 3(5) of the Bharatiya Nyaya Sanhita.

3. As per prosecution case, petitioner no. 1 assaulted informant his sons by means of sword and petitioner no. 2 assaulted them with stick. Injury caused by petitioner no. 1 is grievous in nature.

4. Learned counsel appearing for the petitioners submits that petitioners are innocent and have committed no offence. Petitioners have falsely been implicated in this case due



to land dispute. Injury, allegedly, caused by petitioner no. 2 is simple in nature. Petitioners claim clean antecedent.

5. Learned counsel for the State as well as learned counsel for the informant vehemently opposed the bail application and submits that injury caused by petitioner no. 1 is grievous in nature.

6. In view of the fact that petitioner No. 1 caused grievous injury, **prayer for anticipatory bail of petitioner No. 1 is refused.** However, considering the nature of accusation, injury and clean antecedent, the **anticipatory bail with regard to petitioner no. 2 is allowed** and it is ordered that the above named petitioner no. 2 in the event of his arrest/surrender before the court below within a period of eight weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Judicial Magistrate, 1st Class, Katihar in connection with Balrampur P. S. Case No. 59 of 2025, subject to condition as laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita.

(Prabhat Kumar Singh, J)

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