

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74513 of 2025

Arising Out of PS. Case No.-32 Year-2025 Thana- SANDESH District- Bhojpur

Vikash Kumar @ Vikash Choudhary S/O Kamlesh Choudhary Resident of
Village- Chilhose, P.S.- Sandesh, District- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dharmesh Kumar Shrivastava

For the Opposite Party/s : Mr. Lalan Kumar, A.P.P

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

3 21-11-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner is apprehending his arrest in connection with Sandesh P.S. Case No. 32 of 2025 registered for the offences punishable under Sections 126(2), 115(2), 109, 191(2), 190, 324(4), 303(2) and 351(2) of BNS.

3. As per prosecution case, petitioner along with five named accused and 10-15 unknown persons came and encircled the informant and his companion. It is further alleged that co-accused Rohit and Amarnath assaulted the informant by means of iron rod as a result of which informant sustained injury on head and left ear. It is further alleged that co-accused Vishal, Pushparaj and Sunil assaulted Jitu Kumar and Dipu Kumar due to which they sustained injury on head, left hand and left leg. It is further alleged that co-accused Vishal, Pushparaj and Sunil snatched the bag of the informant



containing mobile, cash of Rs. 2,78,000/- and other document.

4. Learned counsel for the petitioner submits that petitioner bears criminal antecedent of one case in which he is on bail. He further submits that petitioner is innocent and has committed no offence as alleged in the FIR and he has falsely been implicated in the case. Learned counsel further submits that there is no specific allegation against the petitioner rather the same is general and omnibus in nature. He further submits that specific allegation of assault is against co-accused Rohit, Amarnath, Vishal, Pushparaj and Sunil. It is further submitted that there is no allegation of snatching against the petitioner rather the same is attributed to co-accused Vishal, Pushparaj and Sunil. Petitioner is merely a member of mob. Learned counsel further submits that co-accused, Mantu Ram, has been granted anticipatory bail by this Court vide Cr. Misc. No. 29725 of 2025 and the case of present petitioner stands on similar footing.

5. The learned A.P.P. for the State opposes the prayer for bail of the petitioner and submits that there is allegation against the petitioner in the FIR and he cannot escape from the allegation made in the FIR.

6. Considering the facts and circumstances of the case, co-accused on similar and identical allegation has already been granted anticipatory bail, argument advanced on behalf of both sides and also taking into consideration the material available on record, the petitioner above-named, in the event of his arrest or surrender



before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Bhojpur at Ara in connection with Sandesh P.S. Case No. 32 of 2025, subject to the conditions as laid down under Section 482(2) of B.N.S.S.

(Alok Kumar Pandey, J)

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