

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74002 of 2025

Arising Out of PS. Case No.-737 Year-2025 Thana- JAHANABAD District- Jehanabad

1. Full Kumari @ Fulla Kumari @ Fulmatiya Devi W/o Ravindra Yadav R/o Village- Bulaki Bigha, PS- Jehanabad Karauna, Distt- Jehanabad
2. Sudhir Kumar S/o Ravindra Yadav R/o Village- Bulaki Bigha, PS- Jehanabad Karauna, Distt- Jehanabad
3. Vivek Kumar S/o Ravindra Yadav R/o Village- Bulaki Bigha, PS- Jehanabad Karauna, Distt- Jehanabad
4. Kajal Kumari W/o Vivek Kumar R/o Village- Bulaki Bigha, PS- Jehanabad Karauna, Distt- Jehanabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Paras Nath, Adv.

For the Opposite Party/s : Mr. Zainul Abedin, APP

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

2 24-11-2025 Heard learned Advocate for the petitioners and
learned Advocate for the State.

2. The petitioners apprehend their arrest in connection with Jehanabad P.S. Case No.737 of 2025 registered for the offences punishable under Sections 126(2), 115(2), 117(2), 109, 352, 351(2), 303(2) and 3(5) of the BNS, 2023.

3. While the informant was at his door, in the meanwhile, the petitioners along with others came there and started assaulting him and his son. It is specifically alleged that petitioner no.3 gave a lathi blow over the head and hand of the



informant, due to which he sustained fracture in his hand; petitioner no.2 further assaulted the son of the informant as well as his daughter-in-law, due to which they also sustained injuries. There is further allegation of snatching of valuables by all the accused persons.

4. Learned Advocate for the petitioners submitted that in fact the prosecution party are aggressor and, on the alleged date of occurrence, they came at the house of the petitioners and started abusing them on account of previous enmity, which resulted into a free fight, where persons of both the sides have sustained injury, leading to institution of case and counter case being Jehanabad P.S. Case No. 738 of 2025 instituted by petitioner no.1. So far the injury which is attributed to petitioner no.3 is concerned, though one of the injuries have been found to be grievous in nature, but admittedly the same is on the non-vital part. The injury which is attributable to petitioner no.2, has knowingly not been discussed in the impugned order and *prima facie*, it appears to be simple in nature. The petitioners are persons of fair antecedent and they undertake that they will fully cooperate in the proceeding of the Court.

5. On the other hand, learned Advocate for the State vehemently opposed the bail application and submitted that



because of assault being made by petitioners no.2 and 3, the informant and his son have sustained serious injuries.

6. Having considered the submissions set forth by the learned Advocate for the respective parties and considering the factum of case and counter case, coupled with the fair antecedent of the petitioners, besides the injury over the non-vital part, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Jehanabad in connection Jehanabad P.S. Case No.737 of 2025, subject to the condition as laid down under Section 482(2) of the BNSS, with further condition that one of the bailors shall be the own/close family members of the petitioners.

(Harish Kumar, J)

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