IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75444 of 2025

Arising Out of PS. Case No.-228 Year-2025 Thana- BHAGWANPUR HAT District- Siwan

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1. Varun Singh @ Varun Kumar Singh S/o Shatrughan Singh Resident of Village - Bakhtauli, P.S. - Basantpur, District - Siwan
2. Ritesh Singh @ Ritesh Kumar Singh S/o Shatrughan Singh Resident of Village - Bakhtauli, P.S. - Basantpur, District - Siwan

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Bijay Prakash Singh
For the Opposite Party/s : Mr. Manoj Kumar

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA

ORAL ORDER

2 03-12-2025 1. Heard learned Counsel for the petitioners and learned Additional Public Prosecutor for the State.

2. This application, for grant of anticipatory bail, arises out of Bhagwanpur Hat Police Station Case No. 228 of 2025, disclosing offences under Sections 126(2), 115(2), 118(1), 109, 303(2), 352, 351(2), 3(5) of the BNS, 2023.

3. As per the FIR on 27.05.2025, a barat had come in the house of co-villager Hari Kishore Rai in which the informant and his brother had gone and were serving the meal/dinner to the baratis. During that period, petitioner no. 2 arrived in drunken condition and started abusing and when the informant protested, petitioner no. 2 called his family members

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who arrived with lathi, danda, rod, etc. and started assaulting the informant and his brother. It has further been alleged that Varun Kumar i.e. petitioner no. 1 assaulted the informant by iron rod on his head and petitioner no. 2 assaulted the brother of the informant with iron rod on his head.

4. Learned counsel for the petitioners submits that both the parties are co-villagers and the occurrence took place during the marriage ceremony. The injuries sustained by the informant and his brother are simple in nature as would be evident from the injury report annexed at Annexure 2. A counter case has been lodged by the side of the petitioners against the informant and others bearing Basantpur PS case no. 338 of 2025.

5. Having regard to the submissions made on behalf of the parties and taking into consideration the nature of allegation and the fact that injuries sustained by the victims are simple in nature, case and counter case is there between the parties, I am inclined to grant the petitioners privilege of anticipatory bail.

6. This application is, accordingly, allowed.

7. Let the petitioners, above named, in the event of their arrest or surrender before the Court below within four

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weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Siwan, in connection with Bhagwanpur Hat Police Station Case No. 228 of 2025, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure/Section 482(2) of the BNSS, 2023.

(Anil Kumar Sinha, J)

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