

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79204 of 2025

Arising Out of PS. Case No.-143 Year-2025 Thana- KHAIRA District- Jamui

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Jai Karan Ram @ Jay Karan Kumar Son of Baldeo Ram R/o Village -
Kodawadih, P.S.- Khaira, District - Jamui

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Prasad, Advocate

For the Opposite Party/s : Mrs. Nirmala Kumari, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 03-12-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is apprehending arrest in connection with Khaira P.S. Case No. 143 of 2025, dated 25.04.2025, lodged under Sections 126(2), 115(2), 118(1), 109(1), 76, 352, 351(2) and 3(5) of the Bhartiya Nyaya Sanhita, 2023 (hereinafter referred to as “BNS, 2023”).

3. As per the prosecution, an FIR has been lodged against six named accused persons, including the present petitioner, alleging that they entered the informant’s house armed with an iron rod, sword, *lathi*, and *danda*, and started abusing the informant as well as attempted to outrage her modesty, causing injuries to her. It is also alleged that they tried to set the house on fire. The FIR further contains an allegation of committing dacoity.



4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He further submits that the informant and the petitioner are residents of the same village and are well known to each other. He submits that the informant's family runs a shop, and a dispute arose 6–8 months ago for non-purchase of article from the shop of the informant. He further submits that due to this dispute, the petitioner's father had lodged a criminal case against the informant's side, registered as Khaira P.S. Case No. 300 of 2024. It is submitted that the informant's side had been continuously pressurizing the petitioner's side to withdraw the said case, but when they refused, the present case was allegedly lodged. Counsel further submits that the falsity of the allegation is evident from the injury report annexed as Annexure-3, which clearly shows that the injuries are simple in nature and caused by a hard and blunt substance. He, however, fairly submits that the criminal antecedent of the petitioner is not clean, as one criminal case is pending against him, in which he is already on bail.

5. Learned APP for the State opposes the petitioner's prayer for bail and submits that there is an allegation of assault against the petitioner.



6. As such, in the present facts and circumstances of this case, let the above named petitioner be released on anticipatory bail, in the event of arrest or surrender before the Trial Court within a period of 4 weeks from today, on furnishing bail bond of Rs.30,000/- (Rupees Thirty Thousand) as mentioned in Section 2(1)(d) of the BNSS, 2023 to the satisfaction of C.J.M., Jamui, in connection with Khaira P.S. Case No. 143 of 2025, subject to the conditions as laid down U/s 482(2) of the BNSS, 2023 as well as with a further condition that the petitioner shall be released on bail only upon producing an affidavit, at the time of furnishing the bail bond, stating that he is not absconding in Khaira P.S. Case No. 299 of 2024.

(Dr. Anshuman, J.)

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