

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80350 of 2025

Arising Out of PS. Case No.-343 Year-2025 Thana- MOTIHARI MUFASIL District- East
Champaran

=====

UMESH PRASAD Son of Late Sukdev Prasad @ Sukdawe Prasad Resident
of Village - Dhekaha Lakshman Tola, P.S.- Muffasil, District - East
Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner	:	Mr. Aditya Kumar Pandey, Advocate
For the State	:	Dr. (Mrs.) Indihar Kumari, APP
For the Informant	:	Mr. Kushagra, Advocate
		Mr. Kaustubh Ojha, Advocate

=====

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 09-12-2025 Heard learned counsel for the petitioner, learned APP

for the State as well as learned counsel appearing on behalf of

the informant.

2. Petitioner apprehends his arrest in a case registered

for the offences punishable under Sections 126(2), 115(2),

118(1), 109, 303(2), 352 and 3(5) of B.N.S., 2023.

3. Learned counsel for the petitioner submits that

petitioner is a person with clean antecedent and the informant

alleges that petitioner assaulted him by *Lathi* causing injury on

head. Thereafter Abhishek Kumar assaulted by sharp edged

weapon causing injury on head while Sanju Devi and Vivek

Kumar assaulted him by *Lathi, Farsa, Dao* etc. all over his body



and reason for the occurrence was that informant objected theft of his bamboo by Umesh Prasad.

4. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the instant case by the informant. It is next submitted that petitioner and the informant are own brothers and informant is elder brother. It is thus submitted that the allegation that petitioner committed theft of bamboo of the informant does not arise. It is also submitted that petitioner is not a criminal and the injury suffered by the injured has been opined to be simple in nature.

5. Learned APP for the State and the learned counsel appearing on behalf of the informant oppose the anticipatory bail application but then are not in a position to rebut the submissions of the learned counsel appearing on behalf of the petitioner that petitioner and the informant are own brothers and the injury has been opined to be simple in nature and petitioner is not a criminal.

6. Considering the submissions made by the learned counsel for the petitioner, let 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 bonds of Rs.10,000/-



(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/Successor Court in connection with Muffasil P.S. Case No.343 of 2025, subject to the conditions as laid down under Section 482(2) of the B.N.S.S.

(Satyavrat Verma, J)

Sanjay/-

U		T	
---	--	---	--

