

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.79956 of 2025**

Arising Out of PS. Case No.-17 Year-2025 Thana- SHRI NAGAR District- Madhepura

1. Lalit Singh Son of Late Jagdeo singh R/o Village - Parmanandpur, Ward no. 11, P.S. - Srinagar, Dist. - Madhepura.
2. Manikchand Singh Son of Late Jagdeo Singh R/o Village - Parmanandpur, Ward no. 11, P.S. - Srinagar, Dist. - Madhepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Dinesh Prasad Verma, Advocate

For the Opposite Party/s : Mr. Navin Kumar Pandey, APP

**CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA**  
**ORAL ORDER**

2      11-12-2025                      Heard Mr. Dinesh Prasad Verma, learned counsel for the petitioners and Mr. Navin Kumar Pandey, learned Additional Public Prosecutor for the State.

2. The petitioners are apprehending their arrest in connection with Srinagar P.S. Case No. 17 of 2025, F.I.R. dated 17.03.2025 for the offences punishable under Sections 126(2), 115(2), 109, 303(2), 352, 3(5) of the Bharatiya Nyay Sanhita, 2023.

3. According to prosecution case, the informant alleged that on 14.03.2025, the petitioners along with other co-accused persons came at his door and began abusing him. On protest, the accused persons assaulted the informant by means of



iron rod. When the informant's nephew came to rescue him, the accused persons assaulted him also. It is further alleged that one of the accused persons snatched Rs.2000/- from nephew's pocket.

4. Learned counsel for the petitioners submits that petitioners are innocent and they have falsely been implicated in the present case due to previous dispute. Although there is specific allegation against the petitioner no.1 that he assaulted the informant by means of iron rod but the injury report does not support the allegation as alleged in the FIR. He further submits that injury report of the injured person(informant) suggest that the injury inflicted upon him is simple in nature caused by hard and blunt substance and apart from that there is no specific allegation of assault or overt act against petitioner no.2 in the FIR.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioners on the ground that petitioner no.2 has clean antecedent and petitioner no.1 has got one criminal antecedent other than the present one but fairly submits on the basis of paragraph-3 of the bail petition that both the petitioner no.1 is on bail in the pending matter.

6. Considering the aforesaid facts and circumstances



and the fact that injury inflicted upon the injured person (informant) is simple in nature and there is no specific allegation of assault or overt act against petitioner no.2, let the petitioners, above named, in the event of arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate, 1<sup>st</sup> Class, Madhepura in connection with Srinagar P.S. Case No. 17 of 2025, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure / Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita and with other following conditions:-

i. Petitioners shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on their absence on two consecutive dates without sufficient reason, their bail bond shall be cancelled by the Court below.

ii. If the petitioners tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall



verify the criminal antecedent of the petitioners and in case at any stage it is found that the petitioners have concealed their criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioners. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

**(Rajesh Kumar Verma, J)**

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