

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81127 of 2025

Arising Out of PS. Case No.-311 Year-2025 Thana- PANCHRUKHI District- Siwan

Jawed Ansari @ Javed Ansari @ Javed Hussain Ansari, S/O Late Abdul Kalam Ansari, R/O Village- Champ, P.S.- Panchrukhi, (Sarai O.P.), Distt.- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Priyanshu Kumar Singh, Adv.

For the Opposite Party/s : Mr. Brajendra Nath Pandey, Adv.

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

2 09-12-2025 Heard learned Advocate appearing on behalf of the petitioner and the learned Additional Public Prosecutor for the State.

2. The petitioner apprehends his arrest in connection with Pachrukhi P.S. Case No. 311 of 2025, registered for the offences punishable under Sections 126(2), 115(2), 118(1), 109, 303(2), 352, 351(2) and 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. In the evening of the fateful day, the petitioner was armed with iron rod, standing on the door and restricting the informant from entering into the house. When the same was protested by the informant, the petitioner assaulted him by means of iron rod, due to which he sustained serious injury over



his head. There is further allegation against other accused persons of causing assault to the informant and others.

4. Learned Advocate appearing on behalf of the petitioner submits that in fact the parties are agnates and bickering over a land dispute. On the fateful day, on account of the reason afore-noted, both the parties have entered into a free fight, resulting into injuries to persons of both the sides. In the said incidence, the petitioner has also sustained a grievous injury at the hands of the informant and other members. To support the aforesaid contention, the injury report has been placed on record as Annexure 4 series. So far the injuries which is allegedly attributed to the petitioner, the same is found to be simple in nature. Moreover, there is a counter version of the present case being Pachrukhi P.S. Case No. 312 of 2025 instituted against the informant and others. The petitioner bears fair antecedent and he undertakes that he will fully cooperate in the proceeding of the Court.

5. On the other hand, learned Advocate for the State vehemently opposed the pre-arrest bail application and submits that the petitioner has specifically assaulted the informant, leading to serious injury.

6. Having considered the submissions advanced by



learned Advocate for the respective parties and taking note of the factum of case and counter case, coupled with the simple nature of injury to the informant, besides the fair antecedent of the petitioner, let the petitioner above named be released on bail, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, upon furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Court of Judicial Magistrate, Siwan in connection with Pachrukhi P.S. Case No. 311 of 2025, subject to the conditions laid down in Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita, 2023 with the further condition that one of the bailors shall be the own/close family members of the petitioner.

(Harish Kumar, J)

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