

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81796 of 2025

Arising Out of PS. Case No.-86 Year-2025 Thana- TANDWA District- Aurangabad

1. Sujit Singh @ Suchit Kumar S/o Late Durga Singh Resident of village - Duari, P.S - Tandawa, District - Aurangabad
2. Bhanu Kumar @ Ayush Kumar Singh S/o Sujit Singh Resident of village - Duari, P.S - Tandawa, District - Aurangabad
3. Nidhi Kumar @ Nishant Kumar S/o Anil Paswan Resident of village - Bhaluari, P.S - Tandwa (Tanrwa), District - Aurangabad
4. Niranjana Kumar S/o Anil Paswan Resident of village - Bhaluari, P.S - Tandwa (Tanrwa), District - Aurangabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramendra Kumar Singh, Advocate
For the Opposite Party/s : Mr. Rabindra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

2 10-12-2025 At the outset, learned Advocate for the petitioners submits that during the pendency of the bail application, the petitioner no.3, namely, **Nidhi Kumar @ Nishant Kumar**, has been arrested and, as such, he seeks permission to withdraw the bail application on his behalf.

2. Permission is accorded.

3. Heard the parties.

4. The petitioner nos. 1, 2 and 4 are apprehending their arrest in connection with Tandawa (Tanrwa) P.S. Case No. 86 of 2025 registered for the offences punishable under Sections



191 (2), 126(2), 115(2), 109(1) and 75 of the Bharatiya Nyaya Sanhita, 2023.

5. Allegedly on the fateful day, while the son of the informant was sitting at the temple, in the meanwhile, one Scorpio car came there and ten persons getup from the vehicle and started assaulting. While the informant and his wife came to rescue of their son, they were also assaulted by the accused persons.

6. Learned Advocate for the petitioners referring to the F.I.R. contended that save and except the omnibus nature of allegation, there is no specific allegation against the petitioners. Moreover, the entire case falls to the ground for the simple reason that no injury has been found on the body of the son of the informant. So far the injury, which is allegedly sustained to the informant is concerned, the same is found to be simple in nature. To support the aforesaid contention, the injury report has been brought on record as Annexure-P/2 to this application. There is counter version of the present case, being Tandawa (Tanrwa) P.S. Case No. 87 of 2025 instituted against the informant and his son. The petitioner nos. 1, 2 and 4 are men of fair antecedent and they undertake that they will fully cooperate in the proceeding of the court.



7. On the other hand, learned APP for the State vehemently opposes the bail application.

8. Having considered the submissions advanced by the learned Advocate for the respective parties and taking note of the omnibus nature of accusation, coupled with the simple nature of injury, besides the fair antecedent, let the petitioner nos. **1, 2 and 4**, in the event of their arrest or surrender before the court below within four weeks from the date of receipt/production of a copy of this order, be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Aurangabad in connection with Tandawa (Tanrwa) P.S. Case No. 86 of 2025, subject to the condition as laid down under Section 482 (2) of the Bharatiya Nagarik Suraksha Sanhita, 2023 with the further condition that one of the bailors shall be the own/close relative of the petitioners.

(Harish Kumar, J)

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