

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84016 of 2025

Arising Out of PS. Case No.-234 Year-2024 Thana- LADANIA District- Madhubani

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Guddu Sharma @ Guddu Kumar Sharma Son of Mukhlal Sharma (wrongly
mention in the FIR Son of Keshwar Thakur), Resident of Village- Sahorwa,
P.S.- Ladania, District- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mrs.Kumari Pallavi, Adv.

For the Opposite Party/s : Mr.Abhay Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

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

2. In the present case, the petitioner seeks bail in
connection with Ladaniya P.S. Case No. 234 of 2024 registered
for the alleged offences under Sections 127(1), 115(2), 118(1),
109, 352, 351(2), 3/5 of B.N.S.

3. As per prosecution case, in the background of some
monetary transaction, at the instigation of coaccused, petitioner
brutally assaulted the informant using sword and causing injury
to him.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case. There is inordinate delay of 12 days in lodging the FIR and



there is no satisfactory explanation for the same. Learned counsel further submits that the allegation of causing sword injury is against this petitioner. However, the injury report shows the injury was caused by hard and blunt object. Therefore, the allegation is not supported by the injury report which falsifies the allegation of causing injury by a sword. Learned counsel further submits that the injury is laceration of 8"x3" inch. The police submitted final form and found the case false against Aditya Sharma and Sanjeev Sharma. The whole occurrence took place over the dispute of amount of sale deed. Learned counsel further submits that co-accused Krishna Singh has been granted bail by learned Co-ordinate Bench vide order dated 05.02.2025 passed in Cr. Misc. No. 2381 of 2025 and co-accused Mukh Lal Sharma has been granted bail by this Court vide order dated 19.11.2025 passed in Cr. Misc. No. 56542 of 2025. The petitioner is in custody since 08.09.2025 and charge sheet has been submitted. The petitioner has antecedent of one case in which he is on bail.

5. Learned APP appearing on behalf of the State vehemently oppose the submission made on behalf of the petitioner. Learned APP submits that in the assault by the petitioner and other co-accused persons the informant received



grievous injury and his hand was amputated. Learned counsel further submits that for this reason, the FIR was lodged after much delay as the informant had been undergoing treatment and his fardbeyan was recorded on 19.07.2024 for an occurrence of 16.07.2024.

6. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the absence of injury attributed to the petitioner and further considering the period of custody of the petitioner and submission of charge sheet, the petitioner above named is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned SDJM, Madhubani/concerned Court in connection with Ladaniya P.S. Case No. 234 of 2024, subject to the conditions mentioned in Section 480(3) of B.N.S.S. and also the following conditions :

- (i) One of the bailors will be a close relative of the petitioner.
- (ii) The petitioner will remain present on each and every date fixed by the court below.
- (iii) In case of absence on three



consecutive dates or in violation of the
terms of the bail, the bail bond of the
petitioner will be liable to be cancelled
by the court concerned.

(Arun Kumar Jha, J)

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