

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85436 of 2025

Arising Out of PS. Case No.-262 Year-2025 Thana- TARAIYA District- Saran

1. Urmila Devi W/O Sohan Singh Resident of village - Sareya Ratnakar, Police Station- Taraiya, District - Saran
2. Sohan Singh S/O Late Rahunath Singh Resident of village - Sareya Ratnakar, Police Station- Taraiya, District - Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Yogendra Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

2 24-12-2025 Heard the learned Advocate for the petitioners and the learned Additional Public Prosecutor for the State.

2. The petitioners are apprehending their arrest in connection with Taraiya P.S. Case No. 262 of 2025, registered for the offences punishable under Sections 126(2), 115(2), 118(1), 109(1), 351(2), 3(5) and 352 of the B.N.S.

3. In the backdrop of a dispute of cutting plants by the petitioners, when the mother of the informant made a protest, the petitioners pulled her down and brutally assaulted by fist and slap. It is further alleged that this petitioners later on also assaulted her by means of *dab*, due to which she sustained head injury.

4. Learned Advocate for the petitioners submitted that



the FIR has been instituted in the backdrop of a land dispute, as is evident from the pendency of the Title Suit No. 13 of 2002 between the parties. The allegation of assault does not corroborate with the injury report. Moreover, the alleged injury is simple in nature. The alleged occurrence took place on 03.09.2025, however, the present FIR came to be instituted on 07.09.2025, but the delay has not been explained. It is lastly contended that the petitioners bear fair antecedent.

5. On the other hand, learned Advocate for the State opposed the pre-arrest bail application and submits that both the petitioners have brutally assaulted the mother of the informant.

6. Having considered the submissions advanced by learned Advocate for the respective parties and taking note of the delay in lodging of the FIR, coupled with the genesis of the occurrence as well as the fair antecedent, besides the simple nature of injury, let the petitioners above named be released on bail, in the event of their 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) **each** with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.- 13, Saran, Chapra in connection with Taraiya P.S. Case No. 262



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 petitioners.

(Harish Kumar, J)

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