

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2812 of 2026

Arising Out of PS. Case No.-226 Year-2025 Thana- BAHERA District- Darbhanga

Deepak Sahani Son of Maharaj Sahani Resident of Village- Ghonghiya, P.S.-
Bahera, District- Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Girish Chandra Jha, Advocate

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

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 17-02-2026 Heard Mr.Girish Chandra Jha, learned counsel for the
petitioner and Mr.Anil Kumar, learned Additional Public
Prosecutor for the State.

2. The petitioner is apprehending his arrest in
connection with Bahera P.S.Case No.226 of 2025,FIR dated
26.06.2025 registered for the offences punishable under
Sections 126(2),115(2),118(1),109,303(2),352,351(2),3(5) of
BNS.

3. Allegation against the petitioner is that he assaulted
the son of the informant on his head with Farsa.

4. Learned counsel for the petitioner submits that the
petitioner has clean antecedent. He has falsely been implicated
in the present case. As per allegation in the FIR that the
petitioner has assaulted to the son of the informant by means of



Farsa on his head. Although the son of the informant has received the injury but the injury report of the son of the informant suggests that the injury is simple in nature caused by the hard and blunt substance. Further submits that the co-accused persons, namely, Maharaj Sahani, Satyan Sahani and Sevak Sahani have been granted privilege of anticipatory bail by the learned court below itself.

5. Learned A.P.P. for the State has vehemently opposed the prayer for bail of the petitioner.

6. Considering the aforesaid facts, petitioner has clean antecedent, injury inflicted upon the son of the informant is simple in nature and co-accused persons, namely, Maharaj Sahani, Satyan Sahani and Sevak Sahani have been granted privilege of anticipatory bail by the learned court below itself, let the petitioner, above named, in the event of his 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) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-I, Benipur, Darbhanga in connection with Bahera P.S.Case No.226 of 2025, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure and



with other following conditions:-

(I) Petitioner 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 his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(II) If the petitioner 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 petitioner and in case at any stage, it is found that the petitioner has concealed his/her criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. 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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