

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3754 of 2026

Arising Out of PS. Case No.-167 Year-2025 Thana- SIDHWALIYA District- Gopalganj

1. Vikash Ram S/o Bala Ram R/o Village - Haluar Tiwari Tola, P.S - Sidhwaliya, District - Gopalganj
2. Kisan Kumar @ Kishun Kumar S/o Bala Ram R/o Village - Haluar Tiwari Tola, P.S - Sidhwaliya, District - Gopalganj
3. Mukesh Kumar @ Gopi Ram S/o Bala Ram R/o Village - Haluar Tiwari Tola, P.S - Sidhwaliya, District - Gopalganj
4. Priyanka Kumari @ Prinka Kumari D/o Bala Ram R/o Village - Haluar Tiwari Tola, P.S - Sidhwaliya, District - Gopalganj
5. Anita Devi @ Anika Devi W/o Bala Ram R/o Village - Haluar Tiwari Tola, P.S - Sidhwaliya, District - Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Javed Aslam, Advocate
For the Opposite Party/s : Mr.Ram Anurag Singh, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

4 01-04-2026 Heard Mr. Javed Aslam, learned counsel appearing on behalf of the petitioners and Mr. Ram Anurag Singh, learned APP for the State.

2. The petitioners seek pre-arrest bail in connection with Sidhwaliya P.S. Case No. 167 of 2025 registered for the offence(s) punishable under Sections 191(2), 191(3), 190, 132, 126(2), 115(2), 109(1), 121, 121(2), 324(4), 352 and 351(3) of the BNS.

3. As per the allegations made in the FIR, the



petitioners, in collusion with the apprehended accused Bala Ram, abused and assaulted the police party and pelted stones and bricks at their vehicle in an attempt to secure the release of said Bala Ram, causing damage to the vehicle and injuries to the police personnel.

4. Learned counsel appearing on behalf of the petitioners submitted that the petitioners are innocent and have been falsely implicated in the present case, with only general and omnibus allegations made against them of obstructing the police officers in arresting the said Bala Ram in connection with Sidhwaliya P.S. Case No. 261 of 2021. It is further submitted that the injuries sustained by the police personnel are simple in nature, as opined by the doctor. Petitioners have clean antecedents. On these grounds, the petitioners seek to be released on pre-arrest bail.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Having heard the rival submissions on behalf of the parties and upon perusal of the allegations made in the FIR, as well as, the materials collected during the course of investigation, it appears that some police personnel sustained injuries, all of which have been opined by the doctor to be



simple in nature. The allegations against the petitioners are general and omnibus in nature, to the effect that, being family members of the co-accused Bala Ram in connection with Sidhwaliya P.S. Case No. 261 of 2021, they obstructed the police officers in effecting his arrest. Considering that the petitioners are family members of the said co-accused, who is the main accused in the other case, there is every likelihood that the petitioners have been implicated in the present FIR, when Bala Ram was taken into custody from the place of occurrence. I am of the opinion that petitioners have, *prima facie*, made out a case to be released on pre-arrest bail.

7. The petitioners, above named, are directed to be released on pre-arrest bail, in the event of their arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned A.C.J.M. V, Gopalganj / Concerned Court in connection with Sidhwaliya P.S. Case No. 167 of 2025, subject to the conditions as laid down under Section 482(2) of the BNSS.

8. The learned District Court is directed to verify the criminal antecedent of the petitioners and if it is found that the



petitioners are involved in some other cases, as what has been stated in paragraph no.3 of the bail application, this order will automatically lose its force.

(Purnendu Singh, J)

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