

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9646 of 2026

Arising Out of PS. Case No.-59 Year-2025 Thana- Bhimnagar District- Supaul

Ashok Kumar Singh S/o Late Satyanarayan Singh R/o vill - Kumar Chouk,
ward no. 5, P.S.- Birpur, Distt.- Supaul

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shailendra Kumar Singh, Advocate
For the Opposite Party/s : Mr. Anil Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY
ORAL ORDER

2 24-02-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in anticipation of his arrest in connection with Bhimnagar P.S. Case No. 59 of 2025 instituted for the offences punishable under Sections 318(4), 319(2), 336(2), 336(3), 61(2) of the Bharatiya Nyaya Sanhita.

3. Allegation against the petitioner is that he in connivance with co-accused Lalan Prasad Singh, has received the amount for the lands which had been acquired by the Government and has thereby usurp the said amount which ought to have been released in favour of the informant.

4. Learned counsel for the petitioner submits that the present FIR was lodged on the basis of a complaint case which was initially filed by the informant and subsequently by the directions of the court, the FIR was lodged. It has been



submitted that from perusal of the written report it would be evident that admittedly this is a dispute with regard to the payment of compensation amount for the lands acquired and only in order to coerce the petitioner to release the said payment in his favour, the present FIR has been lodged. It has been submitted that the land was acquired in the year 2013 and the compensation was received way back in the year 2016, however after almost eight years the informant had initially filed a writ petition before this Hon'ble Court which was subsequently dismissed as withdrawn to pursue before the appropriate court and thereafter the present case has been lodged. It has been submitted that in order to put pressure and enter into a compromise in a title suit already filed by the younger brother of the informant being Title (Partition) Suit No. 54 of 2022, the present FIR has been lodged with allegations of almost nine years ago. It has lastly been submitted that the petitioner has clean antecedent.

5. Learned APP appearing on behalf of the State has vehemently opposed the prayer for anticipatory bail.

6. Considering the facts aforesaid, the petitioner is directed to be released on bail, in the event of his 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, on his furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate, Birpur, Supaul in connection with Bhimnagar P.S. Case No. 59 of 2025, subject to the conditions as laid down under Section 482 of the BNSS and subject to the following conditions:-

(i) One of the bailors will be a close relative of the petitioner and the other shall be a local resident:

(ii) the petitioner will remain present on each and every date fixed by the Court below, if so required by the learned Trial Court;

(iii) in case of absence on two consecutive dates or in violation of the terms of the bail, the bail bonds of the petitioner will liable to be cancelled by the Court concerned;

(iv) 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 criminal antecedent, the court below shall take step for cancellation of bail bonds of the petitioner. However, the acceptance of bail bonds in terms of the above mentioned order shall not be delayed for purpose of the same on in the name of verification.

7. It is made clear that the observations, if any, made in this order, shall be of no bearing during the trial.

(Sourendra Pandey, J)

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