

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7819 of 2026

Arising Out of PS. Case No.-153 Year-2025 Thana- BIHRA District- Saharsa

1. Shyam Sunder Chaupal S/o Late Hriday Chaupal R/o Village - Kataiya, Ward No. 12, Bijalpur, P.S - Bihra, District - Saharsa
2. Manoj Chaupal S/o Late Hriday Chaupal R/o Village - Kataiya, Ward No. 12, Bijalpur, P.S - Bihra, District - Saharsa
3. Rahul Kumar S/o Manoj Chaupal R/o Village - Kataiya, Ward No. 12, Bijalpur, P.S - Bihra, District - Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioners : Mr. Subesh Sharma, Advocate
For the State : Mr. Umeshanand Pandit, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 20-02-2026 Heard Mr. Subesh Sharma, learned counsel appearing on behalf of the petitioners and Mr. Umeshanand Pandit, learned APP appearing on behalf of the State.

2. The petitioners apprehend their arrest in a case registered for the offence punishable under Sections 126(2), 115(2), 117(2), 329(3), 303(2), 352 and 351(2) of the B.N.S..

3. As per prosecution case, it is alleged that all the F.I.R. named accused persons, including these petitioners, assaulted informant as a result of which he sustained multiple injuries.

4. It is submitted by learned counsel appearing on



behalf of the petitioners that petitioners are quite innocent and have committed no offence. As a matter of fact, both parties are agnates and dispute with regard to right, title and possession over a piece of land led to *maar-peet* in which both sides sustained injuries. There is case and counter-case. The present case is counter-blast of Bihra P.S. Case No. 152 of 2025 which was lodged by mother of Petitioner Nos. 1 and 2 against informant and others. Moreover, allegation of assault is general and omnibus and no specific accusation of overt act has been alleged against these petitioners. Petitioners claim clean antecedents.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of anticipatory bail to the petitioners.

6. Considering the facts and circumstances of the case, general and omnibus nature of accusation, case and counter-case, relationship between the parties and clean antecedents of the petitioners, the prayer for grant of anticipatory bail to the petitioners is allowed.

7. Accordingly, in the event of arrest/surrender within a period of eight weeks from today, let the above named petitioners be enlarged on bail on furnishing bail-bond of Rs.



10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate First Class, Saharsa in connection with Bihra P.S. Case No. 153 of 2025, subject to condition as laid down under Section 482(2) of the B.N.S.S..

(Prabhat Kumar Singh, J)

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