

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18768 of 2026

Arising Out of PS. Case No.-208 Year-2025 Thana- PHENHARA District- East Champaran

Chandan Kumar @ Nikhil Raj Son of Ramadhar Yadav @ Ramadhar Rai
Resident of Village- Govindbara, PS- Fenhara, Dist- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sumit Kumar Gupta, Advocate

For the Opposite Party/s : Mr. Ajay Kumar No. 2, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

3 10-04-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The instant application for anticipatory bail has been filed by the petitioner apprehending his arrest in connection with Fenhara P.S. Case No. 208 of 2025 instituted for the offence under Sections 126(2), 127(2), 115(2), 118(1), 329(3), 109, 308(2), 352, 351(1) and 3(5) of the BNS.

3. The case of the prosecution, in short, is that the petitioner has assaulted with fighter on the chest of the informant's son.

4. Learned counsel for the petitioner has submitted that from perusal of the order of the learned trial court it will transpire that learned trial court has recorded that injured Gulshan Tiwari has sustained abrasion of 1" on left eyebrow, pain on chest, pain on back and bodyache. Learned counsel for the petitioner has submitted that there is allegation that the petitioner has assaulted with fighter on the chest whereas the abrasion is found on the left



eye-brow of the informant. As far as pain is concerned, pain is not an injury, it is just a feeling of the person. Learned counsel for the petitioner has submitted that the injury sustained by the petitioner does not co-relate with the allegations.

5. Learned APP for the State has vehemently opposed the bail of the petitioner.

6. Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Fenhara P.S. Case No. 208 of 2025, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) each of them with two sureties of the like amount each to the satisfaction of learned court of JMFC, East Champaran, Motihari subject to the conditions as laid down under Section 482(2) of the BNSS.

7. Accordingly, the present bail application stands allowed.

(Ashok Kumar Pandey, J)

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