

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17210 of 2026

Arising Out of PS. Case No.-130 Year-2024 Thana- PRATAPGANJ District- Supaul

Vivek Kumar S/o Naresh Mandal R/o - Ward no. 11, Bhawanipur Dakshin,
P.S - Pratapganj, District - Supaul

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Satish Kumar Singh

For the Opposite Party/s : Mr. Chandra Bhushan Prasad, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 30-04-2026 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 126(2),
115(2), 109, 352, 351(2), 351(3), 308(2) and 3(5) of the
Bharatiya Nyaya Sanhita.

3. The learned counsel for the petitioner submits that
petitioner is a person with clean antecedent. It is next submitted
that in sum and substance the informant alleges that the accused
persons including the petitioner came and petitioner instigated
his father, Naresh, for killing Satrudhan, on which Naresh
assaulted Satrudhan by rod causing injury on head.

4. Learned counsel for the petitioner submits that
petitioner has been falsely implicated in the instant case by the



informant. It is next submitted that the informant is claiming that the land in dispute has been purchased by him from one Vijay Kumar Bhagat and his wife, Gauri Kumari, on 2-5-2024. It is further submitted that petitioner and Vijay Kumar Bhagat are related and are having dispute relating to property for which Title Partition Suit No. 47 of 2017 is pending adjudication and Vijay Kumar Bhagat, during pendency of the aforesaid title partition suit, sold the land in dispute in favour of the informant, on account of which an altercation took place leading to the occurrence, but then it is submitted that petitioner is not alleged to have assaulted Satrudhan. It is further submitted that copy of the Title Partition Suit No. 47 of 2017 has been brought on record by filing supplementary affidavit. It is also submitted that petitioner is a student and has been falsely implicated in the instant case being son of Naresh. It is next submitted that petitioner is a young boy aged about 20 years and if he is sent to judicial custody in the nature of allegation as alleged in the FIR, his entire career would get jeopardized and chances are bright that he may come in contact with hardened criminals.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner but then is not in a position to rebut the submission of the learned counsel appearing on behalf



of the petitioner that petitioner is not alleged to have assaulted the deceased.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Pratapganj P.S. Case No. 130 of 2024, subject to the conditions as laid down under Section 482 (2) of the BNSS.

(Satyavrat Verma, J)

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