

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17905 of 2026

Arising Out of PS. Case No.-3 Year-2025 Thana- BARAHRI District- Rohtas

1. Abhay Kumar Ray @ Abhay Kumar Rai, aged about 20 years, (Male), Son of Bharat Rai, Resident of Village- Chandrabhanpatti, Badki Khararai P.S.- Badahari, District -Rohtas
2. Aditya Kumar Rai @ Aditya Kumar, aged about 23 years (Male), Son of Bharat Rai, Resident of Village- Badki Akodhi (Bakadi Akorhi), P.S.- Badahari, District -Rohtas

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Ashutosh Tripathy, Advocate
For the Informant	:	Mr. Jyoti Prasad, Advocate
For the Opposite Party/s	:	Mr. Amitesh Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

4 15-07-2026 Heard Mr. Ashutosh Tripathy, learned counsel appearing on behalf of the petitioners; Mr. Jyoti Prasad, learned counsel for the informant and Mr. Amitesh Kumar, learned APP for the State.

2. The petitioners seek pre-arrest bail in connection with Barhari P.S. Case No. 03 of 2025, registered for the offence punishable under Section 303(2) of the BNS.

3. Learned counsels appearing on behalf of the respective parties inform this Court that a joint compromise petition has been filed before the learned District Court and, as such, to give rest to the ongoing prosecution against the



petitioners, they don't want to proceed with the case pending before the learned District Court.

4. Learned District Court, in such circumstances, is directed to verify, as to whether, any joint compromise petition has been filed before the concerned District Court where the case is pending. If it is found that such a joint compromise petition has been filed, the learned District Court shall release the petitioners on pre-arrest bail in view of the law laid down by the Hon'ble Supreme Court in the case of *Naushey Ali & Ors. Vs. State of Uttar Pradesh & Anr.* reported in *(2025) 4 SCC 78*, in accordance with law.

5. Accordingly, the present application stands disposed of.

(Purnendu Singh, J)

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