

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19800 of 2026

Arising Out of PS. Case No.-266 Year-2025 Thana- KOILWAR District- Bhojpur

Chathu Rai @ Ramshekhar Ray S/o Late Rakatu Ray @ Raktu Rai R/o vill -
Yadav Tola, Kulhariya, P.S. - Koilwar, Distt.- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Md. Helal Ahmad, Advocate

For the Opposite Party/s : Mr. Navin Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE PRAVEEN KUMAR
ORAL ORDER

2 08-04-2026 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The Petitioner is apprehending his arrest in connection with Koilwar P.S. Case No. 266 of 2025 registered for the offences punishable under Sections 126(2), 115(2), 110, 352 and 3(5) of the B.N.S.

3. As per the prosecution case, on 08.11.2025 at about 04:30 P.M., dispute arose between the parties on account of throwing of garbage. On being opposed by the daughter-in-law of the informant, co-accused Rinki Kumari started abusing her and at the very moment, the petitioner and other persons armed with lathi and danda arrived and started assaulting the informant, Dharmendra Rai (son of the informant) and Phool Kumari (daughter-in-law of the informant).



4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. It has further been submitted that there is general and omnibus allegation against the petitioner and the occurrence took place suddenly without any premeditation to kill and this case has been registered under Section 110 BNS and not under Section 109 of the BNS. Moreover, from perusal of the injury as annexed in Annexure-2, it is evident that the informant Ram Nath Rai and his daughter-in-law Phool Kumari has sustained simple injury caused by hard and blunt substance (HBS) while there is no injury report of son of the informant on record. Lastly, it has been submitted that the petitioner has clean criminal antecedent as stated in para 3 of the bail petition.

5. Learned A.P.P. for the State has vehemently opposed the prayer for anticipatory bail of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the nature of allegation against the petitioner, let the above named petitioner, in the event of his arrest/surrender within a period of six weeks from today, be enlarged on anticipatory bail on furnishing bail-bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned court concerned,



Bhojpur in connection with Koilwar P.S. Case No. 266 of 2025,
subject to the conditions as laid down under Section 482(2) of
the Bharitya Nagrik Suraksha Sanhita (B.N.S.S.)

7. This application stands allowed.

(Praveen Kumar, J)

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