

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17602 of 2026

Arising Out of PS. Case No.-164 Year-2025 Thana- RAJPUR District- Rohtas

Prashant Tiwari S/O Gupteshwar Tiwari R/O Vill.- Nachaniya, P.O.-
Rajandih, P.S.- Rajpur, Dist.- Rohatas, Rajandih, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Anupam Bahadur, Adv
For the Opposite Party/s	:	Mr.Shahabuddin Azeem @ S. Azeem, APP
For the Informant	:	Mr. Sudhanshu Kumar, Adv

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR SINHA
ORAL ORDER

2 25-03-2026 Heard learned counsel for the petitioner, learned
counsel for the informant and learned A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Rajpur P.S. Case No. 164 of 2025, registered for the
offence punishable under Sections 126(2), 115(2), 118(1),
117(2), 74, 352, 351(2), 3(5) of BNS.

3. As per allegation, the petitioner along with other
co-accused persons brutally assaulted the mother-in-law and the
father-in-law of the informant. When the informant' husband
intervened, the father of the petitioner wrapped a muffler around
his neck and tried to strangle him.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has



falsely been implication in the present case. He is a person of clean antecedent. There is land dispute between the parties. He further submits that the co-accused persons have already been granted anticipatory bail by the court below.

5. Learned A.P.P. for the State opposes the prayer of anticipatory bail.

6. Considering the fact that co-accused persons have already been granted anticipatory bail by the court below and taking into account the fact that although the allegation is on the petitioner of having assaulted the informant but the same has not resulted in any grievous injury as recorded in the impugned order and also the fact that the petitioner has no criminal antecedent, this Court is inclined to grant privilege of anticipatory bail to the petitioner.

7. Let the petitioner, named above, in the event of his arrest or surrender before the Court below within four weeks from today, be released on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned 2nd District & Additional Sessions Judge, Bikramganj in connection with Rajpur P.S. Case No. 164 of 2025, subject to the conditions laid down under section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023



and subject to the further condition that:-

(i) the petitioner shall co-operate in the investigation/trial.

(ii) the learned Court would, however, verify the criminal antecedent of the petitioner and in case it is found that the petitioner has concealed his criminal antecedent, the Court below shall take step for cancellation of bail bond of the petitioner. However, it is expected that the verification process would be done expeditiously without causing any delay.

(Alok Kumar Sinha, J)

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