

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20387 of 2026

Arising Out of PS. Case No.-194 Year-2025 Thana- BODHGAYA District- Gaya

1. Vikas Kumar Son of Indi Manjhi Resident Of Village- Katorwa, Ps- Bodhgaya, Dist- Gaya
2. Rinku Kumar son of Anil Singh Resident Of Village- Katorwa, Ps- Bodhgaya, Dist- Gaya
3. Daroga Singh son of Baliram Singh Resident Of Village- Katorwa, Ps- Bodhgaya, Dist- Gaya
4. Ombir Kumar son of Mahendra Manjhi Resident Of Village- Katorwa, Ps- Bodhgaya, Dist- Gaya
5. Fekan Kumar @ Pappu singh Son of Anil Singh Resident Of Village- Katorwa, Ps- Bodhgaya, Dist- Gaya
6. Raj Kumar son of Mahendra Manjhi Resident Of Village- Katorwa, Ps- Bodhgaya, Dist- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amit Ranjan, Advocate
For the Opposite Party/s : Mr. Bharat Lal, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 17-04-2026 Heard Mr. Amit Ranjan, learned counsel for the petitioners and Mr. Bharat Lal, learned Additional Public Prosecutor for the State.

2. The petitioners are apprehending their arrest in connection with Bodhgaya P.S. Case No. 194 of 2025, F.I.R. dated 15.03.2025 for the offences punishable under Sections 115(2), 318(1), 109, 303(2), 324(2) and 352 of the BNS, 2023.

3. According to prosecution case, all these petitioners



along with other accused persons have brutally assaulted the informant and his family members.

4. Learned counsel for the petitioners submits that petitioners have clean antecedent and they have falsely been implicated in the present case. He further submits that although the petitioners are named in the FIR but from perusal of the FIR it appears that the specific allegation of assault is attributed against the co-accused persons namely, Bhola Singh, Gudiya Devi, Sohani Devi, Aarti Devi, Shyam Singh and Shankar Singh and there is no specific allegation of assault or overt act attributed against these petitioners and they have been made accused in the present case due to ulterior motive. Although the persons have received injury but the injury report of the injured persons suggest that the injuries are simple in nature. He further submits that the similarly situated co-accused persons, namely, Suraj Kumar and others have been granted anticipatory bail by this Court vide order dated 17.07.2025 passed in Cr. Misc. No. 45101 of 2025.

5. Learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioners.

6. Considering the aforesaid facts and circumstances that the petitioners have clean antecedent, there is no specific



allegation against these petitioners and the similarly situated co-accused persons have been granted anticipatory bail by this Court, let the petitioners, above named, in the event of their arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, 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 C.J.M., Gaya Ji in connection with Bodhgaya P.S. Case No. 194 of 2025, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure and with other following conditions:-

i. Petitioners shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on their absence on two consecutive dates without sufficient reason, their bail bond shall be cancelled by the Court below.

ii. If the petitioners tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioners and in case at any stage it is found that the petitioners have concealed their



criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioners. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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