

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21736 of 2026

Arising Out of PS. Case No.-26 Year-2025 Thana- DEOKUND District- Aurangabad

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Ajay Kumar S/O Ramnand Singh Village- Budhu Bigha, P.S.- Karpi, Dist.-
Arwal.

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Ms. Mukul Kumari, Advocate

For the Opposite Party/s : Mr. Kumar Ranjit Ranjan, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 08-04-2026 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner is apprehending arrest in connection with Deokund P.S. Case No. 26 of 2025 (G.R. No. 730 of 2025) lodged on 22.05.2025, for the offence punishable under Sections 191(2), 191(3), 190, 126(2), 115(2), 117(2), 109, 132, 303(2), 324(4) & 121 of the Bharatiya Nyaya Sanhita, 2023, pending in the Court of Judicial Magistrate 1st Class, Daudnagar, Aurangabad.

3. As per the prosecution, FIR has been lodged against six named accused persons, owner of two motorcycles and 20-25 unknown persons. It has been alleged that when the police tried to stop a tractor which was without registration number and carrying illegal sand, then 20-25 people armed with lathi



and danda attacked the police party by which the informant who is ASI was also injured.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. Counsel submits that the petitioner is not named in the FIR, and only allegation against him is that his motorcycle was found at the place of occurrence. Counsel submits that the petitioner had parked his motorcycle, and the said motorcycle was seized by the police due to which his name was subsequently implicated in the case. Counsel further submits that the petitioner has clean antecedent.

5. Learned APP for the State opposes the prayer for bail of the petitioner and submits that though, the petitioner is not named in the FIR, but his motorcycle was found at the place of occurrence and with regard to that, there is no plausible explanation placed by the petitioner before this court.

6. As such, it is due to this reason, this Court is not inclined to grant bail to the petitioner. Accordingly, the prayer for anticipatory bail of the petitioner is hereby rejected.

7. However, if petitioner surrenders before the concerned Trial Court within a period of 4 weeks from today then in that case, the Trial Court is directed to pass order on his



surrender-cum-bail application on the same day considering the plausible explanation of the petitioner with regard to his motorcycle present at the place of occurrence, without being prejudice that the anticipatory bail of the petitioner has been rejected by this Court and the Trial Court shall pass order on the merit of this case.

(Dr. Anshuman, J)

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