

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21357 of 2026

Arising Out of PS. Case No.-192 Year-2025 Thana- ROHTAS District- Rohtas

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1. Naushad Ansari @ Naushad Alam S/O Md Kalim Ansari R/o Village - Sheikapura, P.S. - Nauhatta, Bhadara, District - Rohtas (Bihar)
 2. Riyajul Haque S/o Ajimulla Ansari R/o Village Uchaila, P.S. Rohtas, District -Rohtas (Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Varun Krishna Singh, Adv

For the Opposite Party/s : Mr. Mritunjay Kumar Nirala, APP

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR SINHA
ORAL ORDER

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

2. The petitioners apprehend their arrest in connection with Rohtas P.S. Case No. 192 of 2025, registered for the offence punishable under Sections 115(2), 109(1), 126(2), 352, 191(3), 303(2), of the B.N.S., 2023.

3. The case of the prosecution, in short, is that informant's brother owns a wholesale shop. On 06.09.2025, the informant came to Akbarpur to demand payment. After receiving the outstanding payment, at around 3:30 pm, five individuals arrived on two motorcycles 30 meters north of the Bajaj showroom. They surrounded the informant's brother and



began assaulting him. During the altercation, Naushad Ansari stabbed the informant's brother in the chest with a knife, causing bleeding. He then stabbed Mohsin Ansari, who was accompanying him, in the back, causing bleeding. Riazul Haq, alias Sonu Ishraful Haq, alias Chhotu, challenged Mohsin to kill him and kicked and punched him, along with another man. The five individuals attacked with knives with the intent to kill. They also snatched the outstanding amount of ₹35,000 (35,000) in cash and fled. The informant's brother was brought to the Primary Health Center in Rohtas for treatment, then referred to Sadar Hospital. He was then referred to Varanasi for better treatment.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have committed no offence. They have falsely been implicated in this case on the basis of concocted story due to village politics and ulterior motives. The petitioners are in no way concerned with the alleged occurrence. He further submits that petitioner no. 2 is brother-in-law of the informant. The petitioners have no criminal antecedent.

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

6. The allegation against petitioner no. 1-Naushad



Ansari @ Naushad Alam is of stabbing in the chest of informant's brother, which is a vital part of the body and therefore, this Court is not inclined to grant privilege of anticipatory bail to petitioner no. 1.

7. Accordingly, the prayer for anticipatory bail of petitioner no. 1 is rejected.

8. However, against the petitioner no. 2-Riyajul Haque, there is no serious allegation of assault and the petitioner no. 2 has clean antecedent. Under these circumstances, this Court is inclined to grant privilege of anticipatory bail to petitioner no. 2.

9. Let the petitioner no. 2, 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 Judicial Magistrate, Dehri on Sone, Rohtas in connection with Rohtas P.S. Case No. 192 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 no. 2 shall co-operate in the investigation/trial.



(ii) the learned Court would, however, verify the criminal antecedent of the petitioner no. 2 and in case it is found that the petitioner no. 2 has concealed his criminal antecedent, the Court below shall take step for cancellation of bail bond of the petitioner no. 2. However, it is expected that the verification process would be done expeditiously without causing any delay.

10. Accordingly, the prayer for anticipatory bail of petitioner no. 2 is allowed.

(Alok Kumar Sinha, J)

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