

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24356 of 2026

Arising Out of PS. Case No.-592 Year-2025 Thana- DARAUNDA District- Siwan

Pankaj Kumar Rai @ Pankaj Kumar Son of Lal Babu Rai Resident of Village-
Rasaulpur, P.S.- Daraundha, Distt.- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mrs.Kumari Anupam, Advocate

For the Opposite Party/s : Mr.Awadhesh Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA

ORAL ORDER

2 24-04-2026 Heard learned counsel for the petitioner and learned
APP for the State.

02. In the present case, the petitioner is apprehending his arrest in connection with Daraunda P.S. Case No. 592 of 2025 registered for the alleged offences under Section 126(2), 115(2), 117(2), 118(2), 109, 303(2), 3(5) of the BNS.

03. As per prosecution case, in the background of land dispute, petitioner and other coaccused persons assaulted the informant and her family members with spade, bricks, *lathi* and iron *khanti* causing a number of injuries to their victims.

04. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. Both the parties are agnates and there is admitted land dispute between them. The alleged occurrence took place on 07.12.2025 but the FIR has been registered on 09.12.2025 without any explanation and the delay shows after thought and deliberation on



the part of the informant. Though there is allegation of causing a number of injuries to the informant and her family members, the injury report shows simple and superficial injuries to the victims. The allegation against the petitioner is that he gave a spade blow on the leg of the husband of the informant with intention to sever the leg but the injury report shows lacerated wound of size 1cm x 1/2cm x 1/2cm and it shows the injury has not been caused by a spade and rather it is superficial and non-serious injury. Learned counsel further submits that though the rejection order mentions a grievous injury on the husband of the informant but it is not clear which injury has been found to be grievous as another injury was on frontal scalp of size 2cmx1/2cmx1/2cm which is also a lacerated wound. The other injuries of the victims are stated to be abrasion, pain and lacerations. Learned counsel further submits that there is a counter version and the petitioner side has lodged Daraunda P.S. Case No. 593 of 2025 against the informant with similar allegation. Learned counsel further submits that the case and counter case shows there was scuffle between the parties and both sides received injuries but the injuries are not serious. The petitioner has clean antecedent.

05. Learned APP for the State opposes the submission made on behalf of the learned counsel for the petitioner.

06. Having regard to the facts and circumstances and



submission made on behalf of the parties and considering the case and counter case of the parties and further considering the nature of allegation against the petitioner and corresponding superficial injuries on the victim, let the petitioner above named, in the event of his arrest or surrender before the court concerned within a period of eight weeks from today, be released on bail, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand Only) each with two sureties of the like amount each to the satisfaction of Court of learned ACJM-VI, Siwan in connection with Daraunda P.S. Case No. 592 of 2025, subject to the condition laid down under Section 482(2) of the B.N.S.S. and other following conditions:

- (i) One of the bailors will be a close relative of the petitioner.
- (ii) The petitioner will remain present on each and every date fixed by the court below, if so required by the learned trial court.

(Arun Kumar Jha, J)

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