

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25691 of 2026

Arising Out of PS. Case No.-75 Year-2025 Thana- JALE District- Darbhanga

1. Ram Ekwel Ray S/O Late Harinand Ray @ Hari Ray Resident of Village- Harauli, Ward No.18, P.S.- Jalley, Dist- Darbhanga
2. Krishnadev Ray @ Kishundev Ray S/O Late Harinand Ray @ Hari Ray Resident of Village- Harauli, Ward No.18, P.S.- Jalley, Dist- Darbhanga
3. Ram Hirday Ray S/O Late Harinand Ray @ Hari Ray Resident of Village- Harauli, Ward No.18, P.S.- Jalley, Dist- Darbhanga
4. Geeta Devi W/O Manish Ray Resident of Village- Harauli, Ward No.18, P.S.- Jalley, Dist- Darbhanga
5. Sushil Ray S/O Ram Ekwel Ray Resident of Village- Harauli, Ward No.18, P.S.- Jalley, Dist- Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Saurav Anand, Advocate
For the Opposite Party/s : Mr. Bhanu Pratap Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE RITESH KUMAR
ORAL ORDER

2 22-04-2026 Heard the learned counsel for the petitioners and the learned A.P.P. appearing for the State.

2. The petitioners apprehend their arrest in connection with Jalley P.S. Case No.75 of 2025, for allegedly having committed offences under Sections 191(2), 126(2), 115(2), 303(2), 352 and 351(2) of the B.N.S., 2023.

3. As per the prosecution story, which has been lodged on the basis of the written report submitted by the informant, to the effect that on 06.04.2025 at 06:30 p.m., he was harvesting paddy in his field, in the meantime, all the accused persons came there



and started assaulting him. It is further alleged that one of the accused persons was carrying an iron rod in his hand and the informant was assaulted on his head by the said iron rod, due to which, he suffered injuries.

4. The learned counsel for the petitioners submits that the petitioners are innocent and there is general and omnibus allegation against all the 17 accused persons. He further submits that for the same occurrence, a counter case has been lodged by the daughter-in-law of the petitioner no.3, bearing Jalley P.S. Case No.82 of 2025. It is further submitted that there is land dispute in between the parties for which a title suit, being Title Suit No.497 of 2024, is pending in the court of the learned Sub-Judge, VII, Darbhanga. He further submits that during course of investigation, the benefit of Section 35(3) of the B.N.S.S. was given to the petitioners, but later on, chargesheet was submitted under non-bailable sections and therefore, the present petition has been filed. It is lastly submitted that the petitioners are persons with clean antecedent.

5. The learned A.P.P. for the State opposes the prayer for bail of the petitioners.

6. Having heard the learned counsel for the parties and after going through the records, it appears that there was a free fight in between the parties, for which case and counter case have



been lodged. A title suit is also pending in between the parties in the court of the learned Sub-Judge, VII, Darbhanga and the petitioners were given the benefit of Section 35(3) of the B.N.S.S., prior to submission of the chargesheet.

7. Taking into consideration the facts aforesaid, let the petitioners, above-named, in the event of their arrest or surrender within a period of six weeks, be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-I, Darbhanga in connection with Jalley P.S. Case No.75 of 2025, subject to the conditions laid down under Section 482(2) of the B.N.S.S. with a further condition that:-

The learned court concerned 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 concerned shall take steps for cancellation of bail bonds of the petitioners. However, the acceptance of bail bond in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Ritesh Kumar, J.)

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