

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26409 of 2026

Arising Out of PS. Case No.-316 Year-2021 Thana- ALOULI District- Khagaria

Vijay Mukhiya S/O Duni Lal Mukhiya R/O Vill.- Bahadurpur, P.S- Allauli
(Bahadurpur), District - Khagaria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Aditya Kumar, Advocate

For the Opposite Party/s : Md. Aslam Ansari, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 08-05-2026 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. Petitioner seeks regular bail in connection with
Alauli P. S. Case No. 316 of 2021 registered for the offences
punishable under Sections 147, 148, 149, 341, 325, 307, 379,
504, 506 of the Indian Penal Code and Section 27 of the Arms
Act.

3. As per the prosecution case, all the FIR named 13
accused persons including the petitioner and 12 to 17 unknown
accused persons assaulted the prosecution party with *lathi*,
danda, rod and butt of rifle. In the meantime, on the instigation
of this petitioner, co-accused Sunil Kumar fired upon Raj
Kumar Mukhia with pistol as a result of which he sustained
injury in his stomach. Accused persons entered the house of the



informant and looted ornaments worth Rs. 30,000/- to 40,000/-.

4. Learned counsel for the petitioner submits that petitioner is innocent and has committed no offence. Petitioner is only alleged to be the order giver. Allegation of assault is general and omnibus and there is no allegation of any specific overt act against the petitioner. Petitioner is in custody since 10.12.2025.

5. However, learned A.P.P. for the State vehemently opposed the bail application.

6. Considering the nature of accusation and period of custody, this bail application is allowed. The petitioner, above named, is directed to 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 Chief Judicial Magistrate, Khagaria in connection with Alauli P. S. Case No. 316 of 2021.

(Prabhat Kumar Singh, J)

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