

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25831 of 2026

Arising Out of PS. Case No.-308 Year-2025 Thana- KUSHESHWARASTHAN District-
Darbhanga

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Suresh Ray @ Ram Suresh Ray S/o Yadu Ray R/o Manoripur, P.S. -
Kusheshwar Asthan, District - Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Ajay Kumar, Advocate
For the State	:	Mr. Prem Kumar Jha, APP
For the Informant	:	Mr. Shashank Chouhan, Advocate

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CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

2 01-05-2026 Heard learned counsel for the petitioner as well as the

informant and learned Additional Public Prosecutor for the

State.

2. The petitioner is apprehending his arrest in
connection with Kusheshwar Asthan P.S. Case No. 308 of 2025
in a case registered for the offence punishable under Sections
126(2), 115(2), 308(4), 351(2), 3(5) of the BNS.

3. As per the prosecution case, the petitioner along
with one co-accused Rakesh Yadav demanded extortion of Rs.
1,00,000/- from the informant under threat of death via phone
calls and in person, eventually escalating to physical assault on
the informant's father and brother.

4. Learned counsel for the petitioner submits that it
would be evident from the first information report that the



incident of demanding extortion had taken place on 14.07.2025 and the present case has been lodged after an inordinate delay of three months i.e. on 14.10.2025 for which no plausible explanation has been tendered. It is further submitted that the allegation of demand of extortion and even act of assault is upon one co-accused Rakesh Yadav and name of the petitioner has only been taken by said Rakesh Yadav about the money to be paid to the petitioner. The present case has been filed as a counter blast of an FIR filed by the petitioner against the informant with regard to demolition of boundary wall, being Kusheshwar Asthan P.S. Case No. 205 of 2025 dated 17.07.2025 (Annexure- 2). Further the petitioner is the head-master of a school having no criminal antecedent.

5. Learned APP for the State as well as learned counsel for the informant have opposed the application for anticipatory bail on the ground that there are serious allegations against the petitioner.

6. Taking into consideration the facts and circumstances and also considering the fact that there is no direct allegation against the petitioner of demanding extortion coupled with the delay in the FIR, let the above named petitioner who has no criminal antecedent, in the event of his



arrest or surrender before the learned Court below within a period of four weeks from today, be enlarged on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Kusheshwar Asthan P.S. Case No. 308 of 2025, subject to the condition as laid down under Section 438 (2) of the Cr.P.C./482(2) of the B.N.S.S.

(Soni Shrivastava, J)

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