

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28899 of 2026

Arising Out of PS. Case No.-303 Year-2024 Thana- AMAUR District- Purnia

-
1. Md. Manjar Alam @ Manjar Son of Rafique Resident of Village- Maitra, P.O. and P.S.- Amour, District- Purnea (Bihar)
 2. Noori @ Noori Begam Wife of Md. Manjar Alam @ Manjar Resident of Village- Maitra, P.O. and P.S.- Amour, District- Purnea (Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Abhishek, Advocate
For the Opposite Party/s : Mr. Sunil Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 05-05-2026 Heard learned counsel for the petitioners and learned
APP for the State.

02. In the present case, the petitioners are apprehending their arrest in connection with Amour P.S. Case No. 303 of 2024 registered for the alleged offence under Sections 126, 115(2), 117, 76, 303(2), 352 r/w Section 3(5) of Bharatiya Nyaya Sanhita, 2023.

03. As per prosecution case, some altercation took place between the sons of the informant and the children of the petitioner and when the informant went to make complaint to the petitioners, they assaulted the sons of the informant, causing fracture of finger and shoulder, respectively, of his two sons.



They also snatched a silver chain from the informant.

04. Learned counsel for the petitioners submits that petitioners are innocent and have been falsely implicated in this case. No occurrence in the manner as alleged has ever taken place. Due to previous enmity, the informant has lodged completely false case against the petitioners. The sons of the informant did not receive any injury in the hands of the petitioners. A *panchayati* was also held in the village wherein the fact came to the knowledge that one of the sons dislocated his shoulder while saving himself from a bull while another son received injury in his finger on falling from a tree. The *Mukhiya* and other villagers put their signatures on the *Panchayat* document. Learned counsel further submits that the learned trial court found a *prima facie* case under Sections 126, 117(2), 110, 352 r/w 3(5) of BNS but the learned Additional Sessions Judge rejected the prayer for anticipatory bail without consideration of facts. The petitioners are having clean antecedent.

05. Learned APP for the State opposes the submission made on behalf of the petitioners.

06. Having regard to the facts and circumstances and submission made on behalf of the parties and considering the doubtful nature of allegation and the possibility of false



accusation and also considering the clean antecedent of the petitioners, let the petitioners above named, in the event of their arrest or surrender before the court concerned within a period of eight weeks from today, be released on bail, on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand Only) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Purnea/court concerned in connection with Amour P.S. Case No. 303 of 2024, subject to the condition laid down under Section 482(2) of BNSS and other following conditions:

- (i) One of the bailors will be a close relative of the petitioners.
- (ii) The petitioners 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)

Ashish/-

U		T	
---	--	---	--

