

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.29431 of 2026

Arising Out of PS. Case No.-256 Year-2025 Thana- IMAMGANJ District- Gaya

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1. Vikesh Kumar, aged about 18 years, Male, S/O Sudama Bharti
 2. Hari Nandan Kumar, aged about 20 years, Male S/O Rambriksh Bharti
- Both are resident of Village- Badhai Khap, P.S.- Imamganj, Dist.- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nand Kishore Prasad Sinha, Advocate
For the Opposite Party/s : Mr.Amitesh Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH

ORAL ORDER

2 06-05-2026 Heard Mr. Nand Kishore Prasad Sinha, learned counsel appearing on behalf of the petitioners and Mr. Amitesh Kumar, learned APP for the State.

2. The petitioners seeks pre-arrest bail in connection with Imamganj P.S. Case No. 256 of 2025 registered for the offence(s) punishable under Sections 191(2), 190, 126(2), 115(2), 329(3), 74, 109, 352, 351(2), of the BNS.

3. As per the allegation made in the FIR, the accused persons named therein including the petitioners assaulted the informant and her family members, with an intention to kill, causing injuries.



4. Learned counsel appearing on behalf of the petitioners submitted that the petitioners are students and no specific overt act has been attributed to them. At best, they can be said to be members of unlawful assembly. Learned counsel further submitted that all the Sections are bailable except Section 109 of BNS. Petitioners have clean antecedents. On these grounds, petitioners seek to be released on pre-arrest bail.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Having heard the rival submissions made on behalf of the parties, as well as, having perused the allegation made in the FIR, and the fact that there is no specific allegation against the petitioners and they have clean antecedents, the petitioners, above named, are directed to be released on pre-arrest bail, **subject to verification of the injury report and provided that no injury is found attributable to any overt act committed by these petitioners,** on such terms and conditions as the learned District Court deems it fit and proper.

7. The learned District Court is directed to verify the criminal antecedent of the petitioners and if it is found that the petitioners are involved in some other cases, as what has been stated in paragraph no.3 of the bail application, this order will



automatically lose its force.

8. The bail application stands disposed of.

(Purnendu Singh, J)

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