

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29948 of 2026

Arising Out of PS. Case No.-415 Year-2025 Thana- BIRAUL District- Darbhanga

1. Mukesh Jha S/O Late Shyam Jha Resident of Village- Itawa Shivanagar, P.S.- Biraul, Dist- Darbhanga
2. Keshav Jha @ Keshav Kumar Jha S/O Late Shyam Jha Resident of Village- Itawa Shivanagar, P.S.- Biraul, 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.Binod Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 07-05-2026 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners have prayed for bail in a case registered for the offence punishable under Sections 329(3), 126(2), 115(2), 109, 351(2) and 3(5) of B.N.S.

3. The case of the prosecution, in short, is that the petitioner no. 1 attempted to assault with sword. As the informant moved from the place, he could not be hit. It is further alleged that petitioner no. 2 assaulted with *lathi* due to which he got injured and fell down.

4. Learned counsel appearing on behalf of the petitioners has submitted that petitioners are innocent and have



committed no offence. They have been falsely implicated in this case. Learned counsel for the petitioners has submitted that from perusal of the F.I.R. itself it is clear that the allegation against petitioner no.1 is that he attempted to assault with sword but nobody could receive the injury as the informant moved from the place. As far as the allegation against the petitioner no. 2 is that he has assaulted with *lathi*. It has further been submitted that from perusal of the case diary, it will transpire that informant has not received treatment from any government hospital rather it has come during investigation that he has taken some medicines from medicine shop and he is all well. It has further been submitted that the learned trial Court has dismissed their bail petition only on the basis of criminal antecedent. It has further been submitted that the criminal antecedents which the petitioners are having between the parties. Petitioners are languishing in judicial custody since 21.01.2026.

5. Learned APP for the State has vehemently opposed the prayer for bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioners on bail. The above named petitioners are directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) each with two



sureties of the like amount each to the satisfaction of the learned
A.C.J.M.-I, Biraul at Darbhanga in connection with Biraul P.S.
Case No. 415 of 2025.

(Ashok Kumar Pandey, J)

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