

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33079 of 2026

Arising Out of PS. Case No.-180 Year-2025 Thana- Chhaurahi District- Begusarai

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1. Md Adil S/o Md. Muster R/o Village- Sawant, PS- Chhaurahi, District- Begusarai
 2. Md. Abu Slay @ Md Abusalay S/o Md. Israfil R/o Village- Sawant, PS- Chhaurahi, District- Begusarai
 3. Md Anjar S/o Md. Samim R/o Village- Sawant, PS- Chhaurahi, District- Begusarai
 4. Md. Masle Uddin @ Md. Maslai Udeen @Mask uddin S/o Abdulsalam @ Abdul Salim R/o Village- Sawant, PS- Chhaurahi, District- Begusarai
 5. Md. Sameem s/o Late Ajij @ Addul Ajij R/o Village- Sawant, PS- Chhaurahi, District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bijay Bhushan Prasad, Advocate

For the Opposite Party/s : Mr. Nitya Nand Tiwary, APP

Mr. Madhav Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR

ORAL ORDER

3 20-07-2026

Heard Mr. Bijay Bhushan Pd, counsel for the

petitioners, Mr. Nitya Nand Tiwary, learned APP for the State and Mr. Madhav Kumar, learned counsel for the informant.

2. After some arguments, learned counsel for the petitioners seeks permission to withdraw this application as against the petitioner no.2.

3. Permission is granted.

4. Accordingly, the instant application as against the petitioner no.2 is dismissed as withdrawn with liberty to take appropriate remedy in accordance with law.

5. Now, this application is being heard only with regard to the petitioner nos.1, 3, 4 and 5.

6. The petitioners are apprehending their arrest in connection with Chhaurahi P.S. Case No.180 of 2025, registered



for the offence punishable under Sections 190, 191(2), 191(3), 126(2), 115(2), 118(1), 117(2), 109(1). 74, 303(2), 351(2), 352 of the Bharatiya Nyaya Sanhita.

7. As per the FIR, the petitioners, along with the other co-accused persons, armed with deadly weapons, abused and assaulted the husband, son and son-in-law of the informant, causing injuries to their heads and other parts of their bodies.

8. Learned counsel for the petitioners submits that the petitioners are innocent and have been falsely implicated in the present case. It is submitted that no specific allegation has been attributed to petitioner nos.1, 3, 4 and 5. The specific allegation of causing injury to the injured is against petitioner no.2, whose anticipatory bail application has already been withdrawn. Lastly, it is submitted that petitioner nos.1, 3, 4 and 5 have no criminal antecedents.

9. On the other hand, the learned APP for the State as well as the learned counsel for the informant has opposed the prayer for bail of the petitioners.

10. Taking into account that there is nothing specific against these petitioners and that they have no criminal antecedents, let the above named **petitioner nos.1, 3, 4 and 5**, be released on bail, in the event of their arrest or surrender before the



learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Sub-Divisional Judicial Magistrate, Manjhaul, Begusarai/ Successor Court in connection with Chhaurahi P.S. Case No.180 of 2025, subject to the conditions as laid down under Section 482(2) of the BNSS as well as the following conditions:

(i) One of the bailors should be the family member/relative/ known of the petitioner(s) who shall provide official document/ personal affidavit to show his/her bona fide;

(ii) the petitioner(s) shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his/her/their bail bond by the Trial Court itself;

(iii) the petitioner(s) shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(iv) the petitioner(s) shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of their bail bonds.

(Ajit Kumar, J)

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