

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32691 of 2026

Arising Out of PS. Case No.-30 Year-2026 Thana- KUNDWACHAINPUR District- East Champaran

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1. Kiran Devi W/o Harendra Sah R/o village - Chainpur Parsa, P.S.- Kundwachainpur, District- East Champaran
 2. Bhagrith Kumar @ Bhagirath Kumar S/o Harendra Sah R/o village - Chainpur Parsa, P.S.- Kundwachainpur, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Advocate

For the Opposite Party/s : Mr. Shyameshwar Dayal, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 13-05-2026 Heard Mr. Abhishek Kumar, learned counsel for the petitioners and Mr. Shyameshwar Dayal, learned Additional Public Prosecutor for the State.

2. Petitioners seeks bail who are in custody since 21.01.2026 in connection with Kundwa Chainpur P.S. Case No. 30 of 2026, F.I.R. dated 20.01.2026 for the offences punishable under Sections 115(2), 126(1), 118(1), 109(1), 352, 303(2), 117(2) and 3(5) of the BNS, 2023.

3. According to prosecution case, all the accused persons including these petitioners over a petty dispute brutally assaulted and abused the informant and her family members.

4. Learned counsel for the petitioners submits that



petitioners have clean antecedent and they have falsely been implicated in the present case. He further submits that over a dispute regarding the pathway, the present occurrence has taken place. Although there is specific allegation against the petitioners that they have assaulted to the informant and her family members but there is no intention to kill anyone. However, some of the injuries received by the injured persons are found to be grievous in nature but some are simple in nature too. He further submits that the police after investigation submitted the charge sheet against the petitioners. The petitioners are in custody since 21.01.2026.

5. Learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioners.

6. Considering the aforesaid facts and circumstances, let the petitioners, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Sub-Divisional Judicial Magistrate, Dhaka, East Champaran in connection with Kundwa Chainpur P.S. Case No. 30 of 2026, subject to the following conditions:-

i. Petitioners shall co-operate in the trial and shall be properly represented on each and every date fixed by the court



and shall remain physically present as directed by the court and on their absence on two consecutive dates without sufficient reason, their bail bond shall be cancelled by the Court below.

ii. If the petitioners tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioners and in case at any stage it is found that the petitioners have concealed their criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioners. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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