

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38486 of 2026

Arising Out of PS. Case No.-107 Year-2026 Thana- RAMNAGAR District- West Champaran

Shambhu Sah @ Shambhu Kumar Sah @ Pandey Sah @ Pandey Son Of
Shankar Sah Resident Of Village - Bilaspur Ward No 18/21, P.S. - Ram
Nagar, District - West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Lokesh Kumar

For the Opposite Party/s : Mr. Choubey Jawahar

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 24-06-2026 1. Heard learned counsel for the petitioner and learned

A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 126(2), 115(2), 118(1), 109(1), 303(2), 352, 351(2), 324(4) and 3(5) of the B.N.S., 2023.

3. Learned counsel for the petitioner submits that petitioner has antecedent of one case and the informant alleges that accused persons including the petitioner came on 18.02.2026 at 6 P.M. in his absence and started demolishing the under construction house situated over the disputed land, on objection by his wife, petitioner assaulted his wife by sword causing injury on her head, while Sangeeta and Kamla snatched



her mangalsutra and Santosh assaulted his son by lathi causing injury and on intervention of villagers, the matter was pacified, further accused looted household articles worth Rs.3 lacs and also said that they will not adhere to court order.

4. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the instant case by the informant. It is next submitted that from perusal of the allegation as alleged in the FIR, it would manifest that on account of dispute relating to land, the occurrence is alleged to have taken place. It is further submitted that even presuming what has been alleged is true without admitting then allegation against the petitioner is of assaulting the wife of the informant by sword causing injury on her head but then the injury has been opined to be simple in nature. It is also submitted that no doubt the petitioner has antecedent of one case but then the said case was also instituted from the side of the informant on account of dispute relating to land, in which he was acquitted. It is further submitted that if privilege of anticipatory bail is granted, the petitioner will not abscond rather will cooperate in the investigation to prove his innocence.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.



6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Ram Nagar P.S. Case No.107 of 2026, subject to the conditions as laid down under Section 482(2) B.N.S.S.

7. However, it is made clear that in the event if the Investigating Officer of the case files an application before the learned trial court bringing to its notice that the petitioner despite giving assurance to this court is not co-operating in the investigation in that event the learned trial court shall be at liberty to cancel the bail bonds of the petitioner.

(Satyavrat Verma, J)

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