IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42158 of 2026

CNR No. BRHC010543622026

Arising Out of PS. Case No.-87 Year-2026 Thana- PHULWARISHARIF District- Patna

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Mukesh Kumar Son of Sri Arun Kumar Singh @ Arun Kumar Resident of Village- Shahjahanpur, P.S.- Shahjahanpur, District- Patna

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Pranav Kumar Jha, Advocate
For the Opposite Party/s : Mr. Abhay Kumar Roy, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH

ORAL ORDER

5 27-10-2026 Heard learned counsel for the petitioner and the State.

2. Petitioner apprehends arrest in a case registered for the offences punishable under Sections 126(2), 115(2), 352, 109, 3(5) of the Bharatiya Nyaya Sanhita.

3. The prosecution case, in brief, is that on 14.01.2026, the informant visited RM Pharma medicine shop near Gate No. 01 of AIIMS, Patna, along with his brother to exchange previously purchased medicines. It is alleged that the shop staff refused to exchange the medicines or provide the bill and denied receiving the medicines from the informant. During the ensuing altercation, the informant was allegedly abused and assaulted with a *lathi*, causing a serious head injury.

4. Learned counsel for the petitioner submits that

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petitioner is innocent and has committed no offence. Petitioner is not named in the F.I.R. and his name transpired during investigation. Allegation of assault is general and omnibus and there is no allegation of any specific overt act against petitioner. Petitioner claims clean antecedent.

5. Learned A.P.P. for the State vehemently opposed the bail application.

6. Considering backdrop of the case, nature of accusation and clean antecedent, this anticipatory bail is allowed and it is ordered that let the above named petitioner in the event of his arrest/surrender before the court below within a period of eight weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate IV, Patna in connection with Phulwarisharif P. S. Case No. 87 of 2026, subject to condition as laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Prabhat Kumar Singh, J)

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