

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37536 of 2026

Arising Out of PS. Case No.-173 Year-2025 Thana- DHARHARA District- Munger

Shubham Singh S/O Munna Singh Resident of Village- Bhalar, P.S- Dharahra,
District- Munger.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kumar Kamal Nayan, Adv.

For the Opposite Party/s : Mr. Chandra Bhushan Prasad, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 22-06-2026 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State Mr. Chandra Bhushan Prasad.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 126(2), 115(2), 117(2), 109, 320(3), 352, 351(2) and 3(5) of the B.N.S., 2023.

3. Learned counsel for the petitioner submits that petitioner has antecedent of two cases but in one case, police after investigation submitted final form exonerating the petitioner of the allegation and the second criminal case was compromised in Lok Adalat, as such, at para-3, it has been pleaded that petitioner is a person with clean antecedent. It is further submitted that after submission of final form by the police exonerating the petitioner of the allegation, the court also



accepted the final form and cognizance was not taken. It is next submitted that informant alleges that four named accused persons including the petitioner entered his house and all the four accused assaulted his father causing fracture of right hand and even assaulted his sister.

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 allegation of assault is not specific. It is further submitted that no doubt the injury suffered by the injured has been opined to be grievous in nature but then is on non-vital part of the body. It is also submitted that Vikash Kumar Singh and Amit Raj had approached this court seeking anticipatory bail by filing Cr. Misc. No.24195 of 2026 and the same came to be allowed partially by an order dated 22.04.2026 passed by a learned coordinate Bench, whereby Vikash Kumar Singh was granted the privilege of anticipatory bail and anticipatory bail application of Amit Raj was rejected on the ground that he has antecedent of five cases.

5. Learned A.P.P. for the State Mr. Chandra Bhushan Prasad opposes the prayer for anticipatory bail of the petitioner



and submits that at para-3 of the anticipatory bail application, it has been pleaded that petitioner is a person with clean antecedent, when it has been submitted by the learned counsel appearing on behalf of the petitioner that in one criminal case, the police submitted final form and the other criminal case was compromised in the Lok Adalat but then neither the final form nor the order of the Lok Adalat is on record.

6. After hearing the learned counsel for the parties, the petitioner above-named, in the event of his arrest or surrender within a period of six weeks from today, be released on **Provisional 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 Dharhara P.S. Case No.173 of 2025, subject to the conditions as laid down under Section 482(2) B.N.S.S.

7. It is made clear that thereafter the petitioner within two weeks shall submit the final form submitted by the police along with an affidavit stating that the learned trial court has not taken cognizance differing with the police report and shall also produce the order passed in the Lok Adalat. If the learned trial court after perusing the final form and the order of the Lok



Adalat is satisfied, in that event, the provisional anticipatory bail shall be confirmed but if the petitioner is not able to produce any of the document as recorded hereinabove i.e. final form and order of the Lok Adalat, in that event, the learned trial court shall forthwith cancel the provisional anticipatory bail bonds of the petitioner.

(Satyavrat Verma, J)

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