

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40087 of 2026

Arising Out of PS. Case No.-36 Year-2026 Thana- BARHIYA District- Lakhisarai

Keshav Kumar Son of Markandey Singh Resident of village - Barhaiya Ward
no. 7, Ramcharan tola Duanni, Ps- Barhaiya, Dist- Lakhisarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rabi Bhushan

For the Opposite Party/s : Mr.Sanjay Kumar Tiwary

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 22-06-2026

Heard the parties.

2. The petitioner is named in the F.I.R. and apprehending his arrest in connection with Barahiya P.S. Case No. 36/2026 registered for the offences punishable under Sections 126(2), 115(2), 109(1), 303(2), 74, 352, 351(2) and 3(5) of the BNS.

3. The allegation against petitioner is to assault informant by using *lathi*, hand fist etc., causing head and bodily injuries having intention to cause death of informant/injured, where occurrence alleged to arises out of land dispute.

4. It is submitted by learned counsel appearing on behalf of the petitioner that present false implication took place in the background of land dispute. It is submitted that



nature of injury is not supporting the weapons, which alleged to cause assault during the occurrence. It is submitted that nature of injury upon medical examination is not possible to be caused by assault made by hand and fist. It is submitted that upon medical examination nature of injuries found simple in nature, negating intention to cause death. While concluding argument, it is submitted that petitioner found involved in two more criminal cases, where he is on bail.

5. Learned APP opposes the prayer of bail.

6. In view of aforesaid factual and legal submission and by taking note of fact as nature of injury as alleged to be caused by petitioner upon medical examination found simple in nature, accordingly petitioner above-named, in the event of his arrest or surrender before the court below within a period of four weeks, is directed to be released on bail, furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned ACJM 1st, Lakhisarai/concerned Court, where the case is pending in connection with Barahiya P.S. Case No. 36/2026, subject to the conditions as laid down under



Section 482(2) of BNSS with a condition:-

(i) That petitioner shall not involve in the similar nature of offence till the conclusion of trial, failing which, the State shall be at liberty to move before the Trial Court itself for the cancellation of bail bond of the petitioner.

(Chandra Shekhar Jha, J)

S.Tripathi/-

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