

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39882 of 2026

Arising Out of PS. Case No.-834 Year-2025 Thana- MOTIHARI TOWN District- East
Champaran

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Anshu Kumar @ Anshu Raj S/o Rajeshwar Rai Resident of village-
Maruabaad (Gola Pakadiya Tola Fatehpur), P.S.- Jai Bajrang (Lakhaura),
District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh, Advocate

For the Opposite Party/s : Mr. Jharkhandi Upadhyay, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 29-06-2026 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), 109, 352, 351(2), 303(2) and 3(5) of the BNS.

3. Learned counsel for the petitioner submits that
petitioner has antecedent of four cases and the informant alleges
that on 23.08.2025 his nephew and son went to see a fair when
the accused persons along with unknown accused called his
nephew and son at Munshi Singh School and when his nephew
and son reached there, the accused persons assaulted them by
iron rod and knife causing injury on head of his son and also
snatched his gold chain.

4. Learned counsel for the petitioner submits that



petitioner has been falsely implicated in the instant case by the informant. It is further submitted that from perusal of the injury report (Annexure-2), it would manifest that the same records that the injury was caused by hard and blunt substance and the nature of injury has been opined to be simple in nature. It is, thus, submitted that allegation of assault by knife gets belied. It is next submitted that there is no specific allegation against the petitioner of assaulting. It is also submitted that informant side has filed Title Suit No. 634 of 2023 against the father of the petitioner, namely, Rajeshwar Ray and other persons which is pending adjudication in the Court of learned Sub-Judge-IV, East Champaran at Motihari. It is further submitted that petitioner is on bail in all the cases instituted against him. It is next submitted that if the privilege of anticipatory bail is granted to the petitioner, 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 appearing on behalf of the petitioner, let 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.25,000/- (Rupees Twenty-five 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 Motihari Town P.S. Case No. 834 of 2025, subject to the conditions as laid down under Section 438(2) of the Cr.P.C./482(2) of the B.N.S.S.

7. However, it is made clear that 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 cooperating in the investigation, the learned Trial Court shall be at liberty to cancel the bail bonds of the petitioner.

(Satyavrat Verma, J)

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