

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48264 of 2026

Arising Out of PS. Case No.-60 Year-2026 Thana- DHORAIYA District- Banka

1. Md. Javed Ansari @ Javed Ansari S/O Jehangir Ansari @ Matra R/O Vill.- Naubandh, P.S.- Dhoraiya, Dist.- Banka
2. Minhaz Ansari S/O Jehangir Ansari @ Matra R/O Vill.- Naubandh, P.S.- Dhoraiya, Dist.- Banka

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rohit Kumar Singh, Adv.

For the Opposite Party/s : Ms. Rina Sinha, APP

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

2 22-07-2026 Heard the learned Advocate for the petitioners and learned Additional Public Prosecutor for the State.

2. The petitioners are apprehending their arrest in connection with Dhoraiya P.S. Case No. 60 of 2026, registered for the offences punishable under Sections 191(2), 191(3), 190, 109(1), 117(2), 303(2), 351(2), 352 & 118(1) of the BNS.

3. Allegedly on the given date and time of occurrence, while the informant along with his father sitting in the shop, in the meanwhile, altogether twelve named accused persons including the petitioners armed with weapons came there and brutally assaulted. It is specifically alleged that petitioner no. 02 assaulted one Tabrez Ansari over his head by means of *farsa*,



due to which he sustained serious injury. There is omnibus allegation against the petitioner no. 01 along with others of causing assault to the injured person.

4. Learned Advocate for the petitioners referring to the FIR contended that so far the allegation against the petitioner no. 02 of causing *farsa* blow is concerned, the same is not corroborated with the injury report, inasmuch as, the injury report suggest that he has sustained simple injury caused by hard and blunt object. There is no allegation of causing any injury is attributed against petitioner no. 01. Though, out of three persons, one has sustained grievous injury, but the same has not been attributed to any of the petitioners. There is a delay in institution of the FIR and, as such, exaggeration and false implication of the petitioners cannot be ruled out. Moreover, the petitioners are carrying fair antecedent and they undertake that they will fully cooperate in the proceeding of the Court.

5. On the other hand, learned Advocate for the State vehemently opposed the bail application and submits that besides the petitioners have actively participated in the crime, there is also allegation of snatching of valuables. In the said incident, three persons have sustained serious injuries, one of which is found to be grievous in nature.



6. Having considered the submissions advanced by the learned Advocates for the respective parties and taking note of the accusation levelled against the petitioners, besides the delay in lodging of the FIR as well as the fair antecedent of the petitioners, let the petitioners above named be released on bail, in the event of their arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, upon furnishing bail bonds of Rs.10,000/- (ten thousand) **each** with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate-I, Banka in connection with Dhoraiya P.S. Case No. 60 of 2026, subject to the conditions laid down in Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita, 2023, with the further condition that one of the bailors shall be the own/close family members of the petitioners.

(Harish Kumar, J)

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