

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46376 of 2026

Arising Out of PS. Case No.-12 Year-2026 Thana- JURAWANPUR District- Vaishali

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1. Sonu Kumar Son of Nawal Rai Resident of village- Paharpur West PS- Jurawanpur District -Vaishali
 2. Bijali Rai @ Bijali Kumar son of Yogi Rai @ Jogi Rai Resident of village- Paharpur West PS- Jurawanpur District -Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bela Singh

For the Opposite Party/s : Mr.Nawal Kishore Prasad

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

2 10-07-2026 1. Heard learned counsel for the petitioners and learned A.P.P. for the State.

2. Learned counsel for the petitioners seeks permission to withdraw the anticipatory bail application with respect to petitioner no. 2 (Bijali Rai @ Bijali Kumar), who was arrested during pendency of the instant anticipatory bail application.

3. Permission is accorded.

4. Accordingly the instant anticipatory bail application is dismissed as withdrawn with respect to petitioner no. 2 (Bijali Rai @ Bijali Kumar).

5. The petitioner No. 1 apprehends his arrest in a case registered for the offences punishable under Sections 121, 121(1), 132, 74, 76, 109, 352, 351(2), 61(2) of the BNS and Section 45 of the Bihar Excise Act.



6. Learned counsel for the petitioner submits that the petitioner no. 2 has antecedent of two cases out of which one case is under the Excise Act. It is next submitted that the informant alleges that on 19-1-2026 based on secret information, the house of Nawal Rai was raided on the ground that he was indulging in selling liquor and during the raid, Nawal was apprehended and videography was being done, when crowd of 30-35 people gathered and created ruckus and even attacked the police force and pelted stones and the arrested persons were freed by the crowd and also police men were injured in the ruckus.

7. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the instant case by the informant. It is next submitted that petitioner resides nearby to the place of occurrence, as such out of inquisitiveness, petitioner came at the place of occurrence and came to be implicated.

8. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

9. Considering the submissions made by the learned counsel for the petitioner, the petitioner no. 1 above-named, in the event of his arrest or surrender before the learned trial court 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 Jurawanpur P.S. Case No. 12 of 2026, subject to the conditions as laid down under Section 482(2) of the BNSS.

10. It is made clear that thereafter the learned Trial Court shall verify the criminal antecedent of the petitioner and in the event if it is found that petitioner has antecedent of more than two cases then it would be presumed that petitioner, for the purposes of seeking anticipatory bail, had concealed his antecedent before this Court, as such, the provisional anticipatory bail order shall not be confirmed, but after verification if it is found that petitioner has antecedent of two cases in that event the provisional anticipatory bail order shall be confirmed forthwith.

(Satyavrat Verma, J)

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