

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47861 of 2026

Arising Out of PS. Case No.-82 Year-2026 Thana- MATIHANI District- Begusarai

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Amarjeet Kumar @ Karka S/O Ram Podar Yadav @ Ram Padarth Yadav R/O
Village- Sihma, Pathala Tola, Sihman Barai, P.S.- Maithani, District-
Begusarai, Bihar

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Saket Kumar, Adv.

For the Opposite Party/s : Mr. Rana Randhir Singh, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 22-07-2026 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner apprehends arrest in connection with
Matihani P.S. Case No. 82 of 2026 lodged on 19.04.2026, for
the offence punishable under Sections 126(2), 115(2), 109(1),
352 & 351(2) of the Bharatiya Nyaya Sanhita, 2023 and section
27 of the Arms Act, pending in the Court of A.C.J.M-1,
Begusarai.

3. As per the prosecution, FIR has been lodged against
the sole petitioner. It has been alleged by the informant that on
19.04.2026 at about 5 PM when he was returning then the
petitioner came and assaulted him. Subsequently, the informant
went to the petitioner's house and complained the incident to his



mother. Thereafter, the petitioner again came to the informant's house and fired at the informant. The shot missed the informant, however, as a result of the said firing, the informant's brothers sustained injuries.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He submits that the petitioner has clean antecedent. In defence, he specifically submits that the injury is simple in nature and the petitioner is ready to fulfill all the conditions whatsoever shall be imposed upon him. He further submits that both the parties have entered into compromise.

5. Learned APP for the State opposes the prayer for bail of the petitioner and submits that as per the FIR, there is specific allegation of firing by *katta* against the petitioner upon the informant, but due to misfiring, injury has been caused to the informant's brothers.

6. As such, in the present facts and circumstances, this Court is not inclined to grant bail to the petitioner. Accordingly, the prayer for anticipatory bail of the petitioner stands rejected.

7. However, liberty is granted to the petitioner that if he surrenders before the concerned Trial Court within a period of six weeks from today then in that case, the Trial Court is



directed to pass order on his surrender-cum-bail application on the same day, without being prejudiced by the fact that the anticipatory bail application of the petitioner has been rejected by this Court, and the Trial Court shall pass order on the merits of the case.

(Dr. Anshuman, J)

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