IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50256 of 2026

CNR No. BRHC010679572026

Arising Out of PS. Case No.-158 Year-2024 Thana- LADANIA District- Madhubani

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Bhola Raut Son of Govind Raut Resident of Village- Bhutaha, P.S.- Ladania, District- Madhubani.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Md. Soban Asghar, Advocate
For the Opposite Party/s : Mr. Jharkhandi Upadhyay, APP

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CORAM: HONOURABLE MR. JUSTICE PRAVEEN KUMAR

ORAL ORDER

3 27-10-2026 Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

2. The Petitioner is apprehending his arrest in connection with Ladania P.S. Case No. 158 of 2024 registered for the offence punishable under Sections 341, 323, 384, 504, 506, 447, 379, 427 and 34 of the IPC and Section ¾ of the Witch Practice Act (Dain Act).

3. As per the prosecution case, on 21.05.2024, the petitioner, along with twelve unknown persons, came to the informant's house and called her a witch, blaming her for the death of her grandson, who had died after being bitten by a snake. It has further been alleged that all the accused persons attacked the informant's house and dragged the informant by

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pulling her hair. The informant, along with her husband and son, somehow managed to escape and save their lives. It has also been alleged that the accused persons ransacked the informant's house and looted articles.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case due to village politics. It has further been submitted that there is a delay of about twelve days in lodging the FIR and there is general and omnibus allegation against the petitioner. Referring to paragraph no. 127 of the case diary, learned counsel has submitted that, in a letter addressed to the SHO, Ladania Police Station, the informant stated that she had sustained minor injuries and had taken medicines from a medical shop. It has further been submitted that no injury report of the informant is available on record. Lastly, it has been submitted that the petitioner has clean criminal antecedent as stated in para 3 of the bail petition.

5. Learned APP for the State has vehemently opposed the prayer for anticipatory bail of the petitioner.

6. Heard the parties and perused the record.

7. Considering the aforesaid facts and circumstances of the case, as well as the delay in lodging the FIR, the general

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and omnibus allegations against the petitioner and the absence of injury report of the informant on record, let the above named petitioner, in the event of his arrest/surrender within a period of six weeks from today, be enlarged on 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 court concerned, Madhubani in connection with Ladania P.S. Case No. 158 of 2024, subject to the conditions as laid down under Section 482(2) of the B.N.S.S.

8. Accordingly, the present application stands allowed.

(Praveen Kumar, J)

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