IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56058 of 2026

CNR No. BRHC010801572026

Arising Out of PS. Case No.-133 Year-2026 Thana- KOCHAS District- Rohtas

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1. Himanshu Kumar son of Lal Babu Singh Resident of village- Chatra, Ps- Kochas, Dist- Rohtas
2. Chhathu Kumar @ Pankaj Kumar son of Guddu Singh Resident of village- Chatra, Ps- Kochas, Dist- Rohtas
3. Guddu Singh @ Kamlesh Singh son of Late Angad Singh @ Late Angadh Singh Resident of village- Chatra, Ps- Kochas, Dist- Rohtas
4. Bablu Kumar @ Bablu Yadav son of Late Angad singh @ Late Angadh Singh Resident of village- Chatra, Ps- Kochas, Dist- Rohtas
5. Dharmendra Kumar Son of Ramashankar singh Resident of village- Chatra, Ps- Kochas, Dist- Rohtas
6. Akash Kumar son of Shiv Shankar singh Resident of village- Chatra, Ps- Kochas, Dist- Rohtas

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Rajani Kant Singh, Advocate
For the Opposite Party/s : Mr. Ajay Kumar No. 2, APP
For the informant : Mr. Babu Nandan Pd. Singh, Advocate

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CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR

ORAL ORDER

3 05-11-2026 Heard Mr. Rajani Kant Singh, learned Advocate for the petitioners and Mr. Ajay Kumar No. 2, learned Additional Public Prosecutor for the State. The informant is represented through Mr. Babu Nandan Pd. Singh, learned Advocate.

2. There are altogether six petitioners who are apprehending their arrest in connection with Kochas P.S. Case No. 133 of 2026, registered for the offenses punishable

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under Sections 126(2), 115(2), 117(2), 74, 3(5) of the B.N.S.

3. Allegedly, all the petitioners along with another accused persons forcefully entered into the house of the informant and brutally assaulted the informant and family members, due to which all of them have sustained serious injuries.

4. Learned Advocate for the petitioners, referring to the FIR, primarily contended that admittedly the alleged occurrence took place on 27.05.2026, but the present FIR came to be instituted on 30.05.2026. Even on perusal of the FIR, it is evident that save and except the omnibus allegation against all the accused persons, no specific overt act has been attributed to any of the petitioners. In such circumstances, it is very difficult to find out as to on whose assault one of the persons has sustained grievous injury. Adverting thereto, it is further submitted that one Munu Kumar has sustained a grievous injury, but the same is on the back side and not attributed specifically against any of the petitioners. The petitioners are carrying fair antecedent and they undertake that they will fully cooperate in the proceedings of the Court.

5. On the other hand, learned Advocate for the State and the informant vehemently opposed the bail application and

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submits that the petitioners are always in the habit of pressurizing the villagers and doing maar-peet and, as such, extending the privilege of anticipatory bail will certainly embolden them.

6. Considering the rival submissions advanced by learned Advocate for the respective parties and taking note of the omnibus nature of allegation, coupled with the delay in lodging of the FIR, as well as the nature of injuries inflicted upon the injured persons and 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 Sub Judge 8 cum Additional Chief Judicial Magistrate, Sasaram, Rohtas in connection with Kochas P.S. Case No. 133 of 2026, subject to the conditions laid down in Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita, 2023, with the further conditions

(i) that one of the bailors shall be the own/close family members of the petitioners.

(ii) that if the petitioners shall be found indulged in

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threatening or intimidating the witnesses or the informant, in such circumstances, the prosecution or the informant shall be at liberty to file an application for cancellation of bail.

(Harish Kumar, J)

Siddharth Kr.
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