IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63419 of 2026

CNR No. BRHC010888142026

Arising Out of PS. Case No.-316 Year-2020 Thana- BIRAUL District- Darbhanga

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Lal Babu Sahu Son of Nathuni Sahu Resident of Village - Pokhram, P.S. - Biraul, District - Darbhanga.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Nafisu Zzoha, Advocate
For the Opposite Party/s : Mr.Anish Chandra, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA

ORAL ORDER

3 30-10-2026 Heard learned counsel for the petitioner and learned APP for the State.

02. In the present case, the petitioner seeks bail in connection with Biraul P.S. Case No. 316 of 2020 registered for the alleged offences under Sections 341, 323, 324, 307, 504/34 of the Indian Penal Code.

03. As per prosecution case, the petitioner and other co-accused persons, variously armed, came to the courtyard of the informant and on the order of co-accused Nathuni Sah, the petitioner gave a *garasa* blow on the head of the informant. Other co-accused persons also assaulted the informant and tried to strangulate him. They also snatched gold locket from the

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informant.

04. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. Other co-accused persons have been granted anticipatory bail by learned Co-ordinate Bench vide order dated 13.04.2021 passed in Cr. Misc. No. 22675 of 2021. The allegation against the petitioner is of giving *garasa* blow on the head of the informant and one incised wound of size 3"x bone deep has been found on scalp and the said injury was stated to be grievous. However, the petitioner has remained in custody since 09.06.2026. The petitioner is having antecedent of one case and charge sheet has been submitted.

05. Learned APP opposes the submission made on behalf of the petitioner. Learned APP submits that the petitioner did not surrender before the court concerned even after his anticipatory bail petitions were rejected and delayed the trial for six years.

06. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the period of custody of the petitioner and submission of charge sheet, the petitioner above named is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand)

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with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Darbhanga/concerned Court in connection with Biraul P.S. Case No. 316 of 2020, subject to the conditions mentioned in Section 480(3) of B.N.S.S. and also the following conditions :

(i) One of the bailors will be a close relative of the petitioner.

(ii) The petitioner will remain present on each and every date fixed by the court below.

(iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

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