IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64896 of 2026

CNR No. BRHC010895372026

Arising Out of PS. Case No.-100 Year-2026 Thana- ASANWA District- Siwan

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Rajnish Gond @ Rajnish Kumar Gond S/o Late Sohan Gond R/o vill - Majhwalia, P.S.- Asaon, Distt.- Siwan

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Priyanshu Kumar Singh, Advocate
For the Opposite Party/s : Md. Mushtaque Alam, A.P.P.

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CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA

ORAL ORDER

4 29-10-2026 Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 126(2), 115(2), 118(1), 117(2), 109, 74, 352, 351(2) and 3(5) of the B.N.S., 2023.

3. The allegation in the F.I.R. is that the petitioner along with other co-accused persons assaulted the informant's son and outraged the modesty of the informant's daughter.

4. Learned counsel for the petitioner submits that the narration of facts in the F.I.R. itself indicates that the incident had occurred on account of installing a pillar by the petitioner, which was objected to by the informant and his family. It is

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further submitted that some verbal altercation took place between the parties, which escalated into some acts of assault and a false allegation has been levelled that the petitioner used a spade for assaulting the son of the informant. As a matter of fact, there is a case and counter case between the parties and on account of a land dispute between the agnates, a free fight had taken place in which the son of the informant also suffered some injury and the said injury has been opined to be simple in nature. Further, the petitioner undertakes to cooperate in the investigation.

5. Learned APP for the State opposed the prayer for anticipatory bail on the ground that the petitioner has two criminal antecedents. However, in response it has been submitted that both the cases have been lodged by the present informant and the petitioner is on bail in both the cases.

6. Taking into consideration the facts and circumstances of the case and also considering the free fight between the parties leading to case and counter case, coupled with the fact that the injury is simple in nature, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/-

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(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Asaon P.S. Case No. 100 of 2026, subject to the condition as laid down under Section 482 (2) of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023.

(Soni Shrivastava, J)

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