IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69034 of 2026

CNR No. BRHC010921742026

Arising Out of PS. Case No.-67 Year-2026 Thana- ARA MUFFSIL District- Bhojpur

==========

Pankaj Kumar S/o- Om Prakash Rai R/v- Jamira Ps- Ara Muffasil Dist- Bhojpur

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr.Shiv Prasad Gupta, Advocate
For the Opposite Party/s : Mr.Shailendra Kumar, APP
For the informant : Mr. Raju Kumar Singh, Advocate

==========

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH

ORAL ORDER

3 30-10-2026 Heard the parties.

2. The petitioner seeks pre-arrest bail in connection with Ara Muffasil P.S. Case No. 67 of 2026 registered for the offence(s) punishable under Sections 191(2), 126(2), 115(2), 109(1),303(1),351(2),352 of the BNS.

3. As per the allegation made in the FIR, the accused persons named therein including the petitioner assaulted the informant and his family members. Specific allegation against the petitioner is that he assaulted the son of the informant by means of iron rod on his head, causing head injuries.

4. Learned counsel appearing on behalf of the petitioner submitted that petitioner is innocent and has falsely

WEB COPY

been implicated in the present case. Petitioner and informant and agnates. There is case and counter case between the parties arising out of same incidence and due to previous enmity, an altercation took place and both the sides entered into fierce fight, in which, both the sides sustained injuries and in the self-defence, petitioner may have caused some injury on the person of the son of the informant, however, the injury sustained by the son of the informant has been found to be simple in nature. On these grounds, the petitioner seeks to be released on pre-arrest bail.

5. Learned counsel appearing on behalf of the informant and learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Having heard the rival submissions made on behalf of the parties, as well as, having perused the allegation made in the FIR and the fact that there is case and counter case between the parties arising out of same incidence and due to previous enmity, an altercation took place and both the sides entered into fierce fight and in the self-defence, petitioner may have caused some injury on the person of the son of the informant and the injury sustained by the son of the informant has been opined by the doctor to be simple in nature, I am of

WEB COPY

the opinion that petitioner has, *prima facie*, made out a case to be released on pre-arrest bail.

7. The petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned ACJM VI, Bhojpur at Ara / Concerned Court in connection with Ara Muffasil P.S. Case No. 67 of 2026, subject to the conditions as laid down under Section 482(2) of the BNSS.

8. The learned District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases, as what has been stated in paragraph no.3 of the bail application, this order will automatically lose its force.

(Purnendu Singh, J)

Sanjay/-

U		T	

WEB COPY