IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68796 of 2026

CNR No. BRHC010980402026

Arising Out of PS. Case No.-87 Year-2024 Thana- PIPRA District- East Champaran

==========

Vijay Rai @ Vijay Kumar Prasad Yadav S/O Late Singhesar Rai R/O Village- Bherakhiya, P.S.- Pipra, District- East Champaran at Motihari.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr.Krishna Kant Singh, Advocate
For the Opposite Party/s : Mr.Humayou Ahmad Khan, APP
For the Informant : Mr. Shashank Shekhar, Advocate
Mr. Utsav Kumar, Advocate

==========

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA

ORAL ORDER

3 06-11-2026 Heard learned counsel for the petitioner and learned APP for the State.

02. In the present case, the petitioner seeks bail in connection with Pipra P.S. Case No. 87 of 2024 registered for the alleged offences under Sections 341, 323, 324, 307, 504, 506, 379, 354/34 of the Indian Penal Code.

03. As per prosecution case, the petitioner and other co-accused persons surrounded the husband of the informant and on being exhorted by this petitioner, co-accused Avinash Kumar hit the husband of the informant with iron rod on his head and he fell down. Thereafter, the petitioner dragged him to

WEB COPY

a banyan tree and repeatedly dashed his head with the said tree. When the informant reached there, she was put down by co-accused Ranjeet Kumar and she was assaulted by co-accused Bihari Rai. Further allegation against the petitioner is that he gave a knife blow on the forehead of the husband of the informant.

04. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. No occurrence in the manner as alleged has ever taken place. The injury report of the husband of the informant shows two injuries and both are swelling over left parietal region and right parietal region of size 3" x 2" and 3" x 1", respectively caused by hard and blunt substance. The injuries are stated to be grievous, but the petitioner is not the author of the said injuries as there is specific allegation against co-accused Avinash Kumar. There is no knife injury on the husband of the informant as alleged in the FIR. Learned counsel further submits that the petitioner is having clean antecedent and he is in custody since 17.06.2026. Charge sheet has been submitted.

05. Learned APP as well as learned counsel appearing on behalf of the informant vehemently oppose the submission

WEB COPY

made on behalf of the petitioner. Learned counsel for the informant submits that there is allegation against the petitioner that he dashed the head of the husband of the informant repeatedly with a banyan tree and perhaps, injuries attributed to co-accused have been caused by this petitioner.

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, his clean antecedent 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) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, East Champaran, Motihari/concerned Court in connection with Pipra P.S. Case No. 87 of 2024, 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

WEB COPY

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)

DKS/-

U		T	

WEB COPY