

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69635 of 2025

Arising Out of PS. Case No.-337 Year-2024 Thana- BACHHWARA District- Begusarai

1. Mithlesh Ray @ Mithilesh Kumar, aged about 23 years (Male),
2. Hari Kishor Ray @ Hari Kishore Kumar, aged about 20 years (Male)
Both S/o Rampratap Ray @ Ram Pratap Yadav, resident of village -
Samsipur Diyara, P.S.- Bachhwara, Distt.- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Krishna Prabhat, Advocate

For the Opposite Party/s : Mr. Manoj Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

3 23-02-2026 Heard Mr. Krishna Prabhat, learned counsel

appearing on behalf of the petitioners and Mr. Manoj Kumar,

learned APP for the State.

2. The petitioners seek pre-arrest bail in connection
with Bachhwara P.S. Case No. 337 of 2024 registered for the
offence punishable under Sections 127(1), 115(2), 117(2), 109,
303(2), 305(A), 351(2), 352 and 3(5) of the BNS.

3. As per the allegation made in the FIR, while the
informant was milking his cow, petitioners along with other
accused persons had entered into the house of informant armed
with *lathi*, *danda*, iron rod and pistol and they had assaulted the
informant and also looted ten bags of wheat and a locket from



the neck of the informant.

4. Learned counsel appearing on behalf of the petitioners submitted that petitioners are innocent and they have falsely been implicated in the present case. General and omnibus allegation has been levelled against the petitioners. Specific allegation of opening fire is upon co-accused Akhilesh Ray. Allegation of looting ten bags of wheat and locket is ornamental in nature. On these grounds, petitioner seeks to be released on pre-arrest bail.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Considering the rival submissions made on behalf of the parties, as well as, having perused the allegation made in the FIR it appears that general and omnibus allegation has been levelled against the petitioners. Specific allegation of opening fire is upon co-accused Akhilesh Ray. I am of the opinion that petitioners have, *prima facie*, made out a case to be released on pre-arrest bail.

7. The petitioners, above named, are directed to be released on pre-arrest bail, in the event of their 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) each with two sureties of the like amount each to the satisfaction of the learned District Court where the case is pending, in connection with Bachhwara P.S. Case No. 337 of 2024, subject to the condition as laid down under Section 482(2) of the BNSS.

8. The learned District Court is directed to verify the criminal antecedent of the petitioners as stated in paragraph no. 3 of the bail application. If any other case is pending against the petitioners as what has been stated in paragraph no. 3, this order will lose its force automatically.

(Purnendu Singh, J)

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