IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72739 of 2026

CNR No. BRHC011004142026

Arising Out of PS. Case No.-294 Year-2024 Thana- MUFFASIL District- Aurangabad

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Samresh Kumar @ Samresh Kumar Yadav @ Sharwan kumar S/o Somar Yadav R/o Village- Akauna, P.S- Muffasil, Distt.- Aurangabad (Bihar).

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Shailesh Kumar Singh, Advocate
For the Opposite Party/s : Mr. Nitya Nand Tiwary, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY

ORAL ORDER

2 28-10-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner has prayed for bail registered for the offence punishable under Sections 126(2), 115(2), 352, 303(2), 351(2), 109 and 3(5) of the B.N.S., 2023.

3. The case of the prosecution, in short, is that the petitioner assaulted the informant's father on the head with a *lathi*.

4. Learned counsel appearing on behalf of the petitioner submits that the petitioner is innocent and has committed no offence. He has been falsely implicated in the present case. He further submits that there is a counter-version of the alleged occurrence and that the petitioner has also received injuries. He also submits that, from perusal of the

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injury report of the informant's father, it will transpire that he received only one injury, which was found to be grievous in nature. Learned counsel further submits that there is no allegation of repetition of blows against the petitioner and there is also a counter version of this case as well. Moreover, a statement has been made in para 3 of the petition that petitioner has no criminal antecedent and he is languishing in judicial custody since 30.07.2026.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Aurangabad (Bihar) in connection with Aurangabad Muffasil P.S. Case No. 294 of 2024.

(Ashok Kumar Pandey, J)

Sudhanshu/-

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