IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70405 of 2026

CNR No. BRHC011016762026

Arising Out of PS. Case No.-1068 Year-2025 Thana- SONEPUR District- Saran

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1. Uday Patel @ Uday Kumar Patel Son of Batohi Mahto Resident of Village- Sahpur ward No.6, P.S.- Sonpur, District- Saran at Chapra
2. Ruby Devi Wife of Uday Kumar Resident of Village- Sahpur ward No.6, P.S.- Sonpur, District- Saran at Chapra

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Shakti Suman Kumar, Advocate
For the Opposite Party/s : Mr. Shyam Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE PRAVEEN KUMAR

ORAL ORDER

3 30-10-2026 Heard learned counsel for the petitioners and learned Additional Public Prosecutor for the State.

2. This application for anticipatory bail arises out of Sonpur P.S. Case No. 1068 of 2025 for the offences punishable under Sections 126(2), 115(2), 333, 109, 118(1), 352, 351(2) and 3(5) of the B.N.S.

3. As per the prosecution allegation, on 26.10.2025 at 10:30 PM, petitioners, armed with iron rod and bricks respectively, came to the house of the informant and started abusing the inmates of the house, when it was objected, then petitioner No.1 assaulted by means of iron rod on the head of the informant, which hit on the forehead near the nose, while

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petitioner No.2 started throwing bricks at the house of the informant. It has further been alleged that petitioner No.2 assaulted several times on the body of the informant while petitioner No.1 snatched gold locket from the informant.

4. Learned counsel for the petitioners has submitted that the petitioners have been falsely implicated in this case. It has further been submitted that the present case is counter-blast to the case lodged by the petitioner No.1 against the prosecution party in which the petitioner No.1 as well as other family members received injury. It has, thus, been submitted that there was free fight between the parties over the trivial dispute without any premeditation to kill. It has further been submitted, referring to the injury report of the informant, that grievous injury has been opined.

5. Learned counsel for the State opposed the prayer of anticipatory bail of the petitioners and has submitted that the injury inflicted by the petitioner No.1 has resulted into grievous injury upon the informant on nasal bone and the said bone was fractured.

6. Heard the parties and perused the record. Considering the facts and there is direct allegation against the petitioner No.1, who assaulted the informant by means of iron

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rod, resulting into grievous injuries on vital part of the body, prayer for anticipatory bail of petitioner No.1, namely, Uday Patel, is rejected. However, petitioner No. 2, namely, Ruby Devi, being a lady and there is no corresponding injury on the informant caused by petitioner No.2, let the petitioner No.2, namely, Ruby Devi, in the event of her arrest/surrender within six weeks from today in the Court below, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Saran at Chapra, in connection with Sonpur P.S. Case No. 1068 of 2025, subject to the conditions as laid down under Section 482(2) of the B.N.S.S.

(Praveen Kumar, J)

Abdus/-

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