IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76025 of 2026

CNR No. BRHC011028552026

Arising Out of PS. Case No.-342 Year-2026 Thana- DHAKA District- East Champaran

==========

Prakash Kumar S/o Nawal Kishore Jha R/o - Bharahwa, P.S - Dhaka, District - Motihari

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr. Mohit Raj, Advocate
For the Opposite Party/s : Mr. Aditya Narayan Singh.1, APP

==========

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY

ORAL ORDER

2 18-11-2026 Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

2. The petitioner apprehends his arrest in connection with Dhaka P.S. Case No. 342 of 2026, registered for the offences punishable under Sections 319(2), 318(4), 338, 336(3) and 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. The prosecution case, in brief, is that the informant, Suraj Devi, had purchased 12 kathas of land from Kaushalesh Kumar through a registered sale deed dated 19.12.2012 and claims to have been in peaceful possession thereof since then, with jamabandi standing in her name. It is alleged that the accused persons, with an intention to grab the said land, fraudulently got another sale deed registered on 09.04.2026 in

WEB COPY

favour of Anjila Devi, despite having no right, title or interest in the said land. Further allegation is that on 03.06.2026, Anjila Devi, Vinod Kumar and other co- accused persons came to the land along with a tractor and lathi-danda and attempted to take forceful possession of the land in question thereof. Upon protest made by the informant and villagers, they left the place after threatening the informant with dire consequences.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case due to a land dispute. It is further submitted that the dispute is essentially civil in nature and has unnecessarily been given a criminal colour. It is further submitted that petitioner is a practicing advocate in Motihari, East Champaran.

5. Learned APP opposed the anticipatory bail of the petitioner. It has been submitted that the petitioner is having criminal antecedent of five cases.

6. Keeping in view the aforesaid facts and considering the land dispute between the parties, this Court is inclined to enlarge the petitioner on anticipatory bail. Let the petitioner, above named, be released on anticipatory bail, in the event of his arrest or surrender before the learned court below within a period of four weeks from today, on furnishing bail bonds of Rs.

WEB COPY

10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate, East Champaran, Motihari, in connection with Dhaka P.S. Case No. 342 of 2026, subject to the conditions as laid down under Section 482(2) of the BNSS.

(Ashok Kumar Pandey, J)

durgesh/-

U		T	

WEB COPY