IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74678 of 2026

CNR No. BRHC011062232026

Arising Out of PS. Case No.-374 Year-2026 Thana- RAMGARHWA District- East Champaran

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1. Anisha Kumari D/O Dasai Ram R/O Village- Bela, P.S.- Ramgharwa, Dist.- East Champaran.
2. Dasai Ram S/O Late Bachu Ram R/O Village- Bela, P.S.- Ramgharwa, Dist.- East Champaran.
3. Manjesh Ram @ Manjesh Kumar S/O Dasai Ram R/O Village- Bela, P.S.- Ramgharwa, Dist.- East Champaran.
4. Layachi Devi W/O Dasai Ram R/O Village- Bela, P.S.- Ramgharwa, Dist.- East Champaran.
5. Sobha Devi W/O Kamlesh Ram R/O Village- Bela, P.S.- Ramgharwa, Dist.- East Champaran.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Anil Kumar, Advocate
For the Opposite Party/s : Mr. Satyendra Narayan Singh, APP

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CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR

ORAL ORDER

2 28-10-2026 Heard Mr. Anil Kumar, learned Advocate for the petitioners and Mr. Satyendra Narayan Singh, learned Additional Public Prosecutor for the State.

2. At the outset, learned Advocate for the petitioners submitted that during the pendency of the present application, petitioner no. 3 got arrested and, as such, he seeks permission to withdraw the bail application on his behalf.

3. Permission is accorded.

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4. The petitioner nos. 1, 2, 4 and 5 are apprehending their arrest in connection with Ramgharwa P.S. Case No. 374 of 2026, registered for the offences punishable under Sections 191(2), 126(2), 115(2), 109(1), 329(4), 305 and 324(4) of the BNS.

5. Allegedly, on the given date and time of occurrence, while the informant was fitting motor in a government hand pump, in the meanwhile, the petitioners along with others armed with various weapons came there and started abusing and assaulting. It is specifically alleged that petitioner no. 1 caught hold of the informant's daughter, whereupon petitioner no. 2 inflicted a *farsa* blow over his head. There is further allegation against other co-accused persons of causing assault and snatching of valuables.

6. Learned Advocate for the petitioners, referring to the FIR, vehemently contended that the parties are agnates and the occurrence took place on account of some previous land dispute. There is a counter-version of the present case being Ramgarhwa P.S. Case No. 377 of 2026 instituted by the members of the petitioners' side. The injuries, so far allegedly sustained by the informant and his daughter are concerned, the same have been reported to be simple in nature.

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To support the aforesaid contention, the injury reports of the injured have been placed on record as Annexure P/3. The petitioners are carrying fair antecedent and they undertake that they will fully cooperate in the proceedings of the Court.

7. On the other hand, learned Advocate for the State vehemently opposed the bail application and submits that the petitioners have not only actively participated in the crime, but brutally assaulted the informant and his daughter.

8. Considering the rival submissions advanced by learned Advocate for the respective parties and taking note of the genesis of the occurrence, coupled with the factum of case and counter-case, as also the simple nature of injury and fair antecedent, let the abovenamed petitioner nos. 1, 2, 4 and 5 be released on bail, in the event of their arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, upon furnishing bail bonds of Rs.10,000/- (ten thousand) **each** with two sureties of the like amount each to the satisfaction of the learned Sub-Divisional Judicial Magistrate, Raxaul, East Champaran at Motihari in connection with Ramgharwa P.S. Case No. 374 of 2026, subject to the conditions laid down in Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita, 2023, with the further

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condition that one of the bailors shall be the own/close family members of the petitioners.

(Harish Kumar, J)

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