IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75959 of 2026

CNR No. BRHC011065662026

Arising Out of PS. Case No.-380 Year-2026 Thana- MANJHI District- Saran

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1. Maheshwar Tiwari @ Hameshwar Tiwari S/o Late Banshidhar Tiwari R/o Village - Mubarakpur, PS - Manjhi, District - Saran at Chapra
2. Dineshwar Tiwari S/o Late Banshidhar Tiwari R/o Village - Mubarakpur, PS - Manjhi, District - Saran at Chapra
3. Amit Kumar Tiwari S/o Dineshwar Tiwari R/o Village - Mubarakpur, PS - Manjhi, District - Saran at Chapra
4. Kunal Kant Tiwari S/o Maheshwar Tiwari R/o Village - Mubarakpur, PS - Manjhi, District - Saran at Chapra

... ... Petitioner/s

Versus

The State of Bihar ... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Ram Binod Singh, Advocate
For the Opposite Party/s : Mr. Harendra Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE RANJAN KUMAR JHA

ORAL ORDER

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

2. The petitioners apprehend their arrest in connection with Manjhi P.S. Case No. 380 of 2026 registered under Sections 115(2), 126(2), 109(1), 303(2), 351(2), 352 and 3(5) of the B.N.S.

3. The allegation as per the F.I.R. is that on the eventful day, a dispute arose during land measurement between the informant and his *pattidars* namely Dineshwar Tiwari (Petitioner No. 2) and Maheshwar Tiwari (Petitioner No. 1). It is alleged that Amit Kumar Tiwari (Petitioner No. 3) and Kunal Kant Tiwari (Petitioner No. 4) arrived and demanded the

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measurement be stopped. Thereafter, Dineshwar Tiwari (Petitioner No. 2) assaulted Arvind Kumar Tiwari with a *daab,* and Maheshwar Tiwari @ Hameshwar Tiwari (Petitioner No. 1) and Kunal Kant Tiwari (Petitioner No. 4) assaulted Krishna Kumar Tiwari with a knife and *farsa,* causing head injuries. Furthermore, it is alleged that Amit Kumar Tiwari (Petitioner No. 3) attacked Anand Kumar Tiwari with a *farsa* causing head injury, Kunal Kant Tiwari (Petitioner No. 4) attacked Shivesh Kumar Tiwari with a *farsa* repeatedly on his head, and they also snatched a golden chain and ring valued around Rs. 90,000/- from the informant.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have been falsely implicated due to an ongoing land dispute. It is submitted that even if the F.I.R would be seen in its entirety, there is a case and counter case for the same occurrence arising out of a land dispute, wherein both sides sustained injuries. It is further submitted that Petitioner No. 1 is aged about 72 years and Petitioner No. 2 is aged about 74 years having clean antecedents. Learned counsel has referred to paragraphs 7(a), (b), (c) and (d) of the petition concerning the injury sustained by of the petitioners, whereas after medical evaluation, except one injury to informant side that too a hairline fracture, which is not dangerous to life, other injuries are simple

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and further contends that the genesis of this alleged occurrence is land dispute between the parties. Moreover, the petitioners have no criminal antecedents.

5. Learned APP for the State has opposed the prayer for anticipatory bail.

6. Having heard learned counsel for the parties and upon perusal of the materials on record, considering the nature of land dispute, the counter case between the parties, the age of petitioners no. 1 and 2 and the nature of injuries sustained on the petitioners' side as well as informant’s side, let the petitioners above named, in the event of their arrest or surrender before the court below within a period of six weeks from today, be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned ACJM - IV, Saran at Chapra, in connection with Manjhi P.S. Case No. 380 of 2026, subject to the conditions laid down under Section 438(2) of the B.N.S.S.

(Ranjan Kumar Jha, J)

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