IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78171 of 2026

CNR No. BRHC011066302026

Arising Out of PS. Case No.-71 Year-2026 Thana- MESKAUR District- Nawada

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Amit Kumar Son of Vijay Chaudhary @ Sitaram Choudhary Resident of village- Bisiyait, P.S.- Meskaur, District- Nawada.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mrs.Shila Kumari, Advocate
For the Opposite Party/s : Mrs.Sharda Kumari,APP

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

2 25-11-2026 1. Heard learned counsel for the petitioner and learned A.P.P. for the State and learned counsel appearing on behalf of the informant.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 191(2), 190, 126(2), 115(2), 117(2), 118(2), 74, 303(2), 352 and 109(1) of the Bharatiya Nyaya Sanhita.

3. Learned counsel for the petitioner submits that petitioner is a person with clean antecedent and the informant alleges that on 15.05.2026 at around 05:00 PM her son (Rahul) who was on the way to Village- Dhowani by motorcycle and when he reached near the house of Vijay Chaudhary, all the accused persons including the petitioner started abusing him, on

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protest, Vijay Chaudhary assaulted him by sharp weapon causing injury on head, petitioner assaulted by an iron rod causing injury on hand, while Gaurav assaulted the daughter of the informant causing injury on her left forehead and Ganesh assaulted Sunita causing fracture on her finger and thereafter, all the accused persons tried to drag the informant's daughter inside the house, on alarm, villagers came and their life was saved.

4. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the instant case by the informant, it is next submitted that from perusal of the allegations as alleged in the FIR it would manifest that the date of occurrence is 15.05.2026 and the FIR came to be instituted on 18.05.2026 that is after a delay of three days, it is further submitted that from perusal of the allegation as alleged in the FIR it would manifest that petitioner is alleged to have assaulted the son of the informant by an iron rod causing injury on hand, it is next submitted that from perusal of the order impugned it would manifest that the same records that Para-17 of the case diary records nature of injury suffered by Rahul has been opined to be grievous, but then it is submitted that Rahul suffered injury on head and hand and the order impugned does not record which injury was opined to be grievous. It is also submitted that

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even presuming that the injury suffered on hand was opined to be grievous, but then hand is non-vital part of the body, it is also submitted that petitioner is a young boy aged 19 years and if he is send to judicial custody, his entire carrier would get jeopardized and chances are bright that he may come in contact with hardened criminals.

5. Learned A.P.P. for the State and learned counsel appearing on behalf of the informant opposes the prayer for anticipatory bail of the petitioner, but then are not in a position to rebut the submission of the learned counsel appearing on behalf of the petitioner that allegation against this petitioner is assaulting Rahul by an iron rod causing injury on hand.

6. After hearing learned counsel for the parties and taking into consideration the submissions made by the learned counsel appearing on behalf of the petitioner, the petitioner above-named, in the event of his arrest or surrender within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Meskaur P.S. Case No. 71 of 2026 subject to the conditions as laid down under Section 482 (2) of the BNSS.

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7. One of the bailors of the petitioner shall be his maternal uncle Naresh Chaudhary.

(Satyavrat Verma, J)

Nitesh/-

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