IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73791 of 2026

CNR No. BRHC011068052026

Arising Out of PS. Case No.-446 Year-2026 Thana- PAHARPUR District- East Champaran

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1. Is Mahmad Miyan @ Is Mahmmad S/O Amin Miyan R/O Village- Siswa Chaubey Tola, P.S.- Paharpur, Distt.- East Champaran.
2. Noor Alam Miyan @ Golu S/O Mubarak Miyan R/O Village- Siswa Chaubey Tola, P.S.- Paharpur, Distt.- East Champaran.
3. Mairun Khatoon W/O Mubarak Miyan R/O Village- Siswa Chaubey Tola, P.S.- Paharpur, Distt.- East Champaran.
4. Nusaba Khatoon @ Noorsaba Khatoon W/O Is Mahmad Miyan @ Is Mahmmad R/O Village- Siswa Chaubey Tola, P.S.- Paharpur, Distt.- East Champaran.
5. Nargis Khatoon W/O Maheed Miyan R/O Village- Siswa Chaubey Tola, P.S.- Paharpur, Distt.- East Champaran.
6. Noorjahan Khatoon @ Nasawa Khatoon W/O Maheed Miyan R/O Village- Siswa Chaubey Tola, P.S.- Paharpur, Distt.- East Champaran.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Abhishek Kumar, Advocate
	:	Mr. Harsha Shashwat, Advocate
For the State	:	Mr. Anil Kumar Singh No. 1, A.P.P.
For the O.P. No.2	:	Mr. Sanjeev Kumar, Advocate

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CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA

ORAL ORDER

2 28-10-2026 Heard learned counsel for the petitioners, learned A.P.P. for the State and learned counsel for the O.P. No.2.

2. The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 126(2), 115(2), 303(2), 308(2), 308(5), 351(2), 351, 3(5) of the Bharatiya Nyaya Sanhita, 2023.

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3. The allegation in the F.I.R. is that the petitioners along with other co-accused persons abused, assaulted and demanded Rs.10,00,000/- as extortion from the informant and his family members.

4. Learned counsel for the petitioners submits that the narration of facts in the First Information Report itself indicates that as many as nine persons of the same family have been made an accused in the present case with general omnibus allegations of threatening and extortion. However, the F.I.R. also indicates that there is a land-related dispute between the parties and some ornamental allegations have been made against the female members of the family, who are the petitioners herein. There is also an allegation with regard to damaging the boundary embankment and ploughing a portion of land, which led to the dispute between the parties. It has been submitted that, as a matter of fact, it was the informant's side who was demanding extortion and was illegally claiming the land which belonged to the petitioners. It is further submitted that except for petitioner no.1, none of the other petitioners have any criminal antecedents.

5. Learned APP for the State and learned counsel for the informant, however, opposed the prayer for anticipatory bail

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on the basis of allegations made in the First Information Report.

6. Taking into consideration the facts and circumstances of the case and also considering the general and omnibus nature of allegations and the F.I.R. itself disclosing land related dispute between the parties, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Paharpur P.S. Case No. 446 of 2026, subject to the condition as laid down under Section 482 (2) of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023.

(Soni Shrivastava, J)

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