IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77541 of 2026

CNR No. BRHC011079442026

Arising Out of PS. Case No.-96 Year-2026 Thana- JURAWANPUR District- Vaishali

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1. Ubind Rai @ Arvind Rai Son of Lakhandeo Rai Resident of village- Raghopur Purvi, P.S.- Jurawanpur, District- Vaishali.
2. Suraj Rai @ Suraj Kumar Son of Daroga Rai Resident of village- Raghopur Purvi, P.S.- Jurawanpur, District- Vaishali.
3. Karu Rai @ Karu Kumar Son of Daroga Rai Resident of village- Raghopur Purvi, P.S.- Jurawanpur, District- Vaishali.
4. Sipahi Rai son of Lakhandeo Rai Resident of village- Raghopur Purvi, P.S.- Jurawanpur, District- Vaishali.
5. Surbind Rai @ Surbind Kumar Son of Lakhandeo Rai Resident of village- Raghopur Purvi, P.S.- Jurawanpur, District- Vaishali.
6. Durbind Rai @ Durbin Kumar son of Lakhandeo Rai Resident of village- Raghopur Purvi, P.S.- Jurawanpur, District- Vaishali.
7. Bhikhari Rai son of Lakhandeo Rai Resident of village- Raghopur Purvi, P.S.- Jurawanpur, District- Vaishali.
8. Jimdar Rai son of Lakhandeo Rai Resident of village- Raghopur Purvi, P.S.- Jurawanpur, District- Vaishali.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Pramod Kumar, Adv.
For the Opposite Party/s : Mr.Manish Chandra Gandhi, Adv.
Mr.Akhil Prakash, Adv.
For the State : Mr.Upendra Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 05-11-2026 Heard Learned Counsel for the petitioners, Learned APP for the State and learned counsel for the informant (appeared suo moto).

2. The petitioners are apprehending arrest in a case registered for the offences punishable in connection with G.R.

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No.3175 of 2026 arising out of Jurawanpur P.S. Case No.96 of 2026 under Sections 126(2), 115(2), 351(2), 352, 118(1), 109 & 3(5) of the BNS, 2023.

3. As per the prosecution, the FIR has been lodged against 10 named accused persons including the present petitioners with allegation that they had assaulted the informant and his family due to which injury took place. The son of the informant was subject matter of assault by brick.

4. Learned Counsel for the petitioners submits that the petitioners are innocent and have committed no offence. He submits that from the contents of FIR, it becomes crystal clear that there is nothing specific against any of the accused and whatever allegation made in the FIR is general and omnibus. He further submits that in the impugned order, the Trial Court has minutely perused the case diary of the petitioners and it has come that due to injury caused by petitioner No.3, son of the informant has sustained injuries which are grievous in nature, whereas petitioner No.4 has only caught the hand of the injured.

5. Counsel submits that the criminal antecedent of the petitioner is clean and they are ready to fulfill all the conditions whatsoever shall be imposed upon him. He further submits that both parties are co-villagers and there is case and counter-case

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between them for the same date and place of occurrence.

6. Learned counsel for the informant, on the other hand, vehemently opposes the prayer for bail and submits that it is true that petitioner No.3 has assaulted the informant and his family members, but in the said assault, petitioner No.4 was also involved. He further submits that from the contents of rejection order, it becomes crystal clear that the injury is of severe nature and the injured is facing life and death. He further submits that one of the co-accused has been granted regular bail, but not anticipatory bail. Therefore, the bail application of the petitioners may be rejected as they attacked in connivance with each other.

7. Learned APP for the State opposes the prayer for bail of the petitioners and submits that the specific allegation is against petitioner No.3 and both parties are co-villager. He further submits that there is case and counter-case between the parties.

8. In the present facts and circumstances of this case and the submissions made above, let all the petitioners named above be granted anticipatory bail, **except Petitioner No.3, namely, Karu Rai,** in the event of arrest or surrender before the Trial Court within a period of 4 weeks from today, on furnishing

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bail bond of Rs.30,000/- (Rupees Thirty Thousand) each as mentioned in Section 2(1)(d) of the BNSS, 2023 to the satisfaction of Additional Chief Judicial Magistrate-XIV, Vaishali at Hajipur in connection with G.R. No.3175 of 2026 arising out of Jurawanpur P.S. Case No.96 of 2026, subject to the conditions as laid down U/s 482(2) of the BNSS**,** 2023.

9. So far as the petitioner No.3, namely, Karu Rai, is concerned, this Court is not inclined to grant anticipatory bail to the petitioner No.3, therefore the prayer for anticipatory bail of petitioner No.3 is hereby rejected.

(Dr. Anshuman, J)

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