

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73525 of 2025

Arising Out of PS. Case No.-142 Year-2025 Thana- TURKAULIYA District- East
Champaran

Vinod Ray S/o Chhotelal Ray @ Chhotelal Yadav R/o Village- Chargaha,
P.S.- Turkauliya, District- East Champaran, Motihari

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sharda Nand Mishra, Adv.
Mr. Dhandev Kumar, Adv.
For the Opposite Party/s : Mr. Rajendra Prasad Nat, Adv.

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

3 11-02-2026 Heard learned Advocate appearing on behalf of the

petitioner and the learned Additional Public Prosecutor for the

State.

2. The petitioner apprehends his arrest in connection
with Turkauliya P.S. Case No. 142 of 2025, registered for the
offences punishable under Sections 126(2), 115(2), 118(1), 109,
76, 75(2), 303(2), 352 and 3(5) of the Bharatiya Nyaya Sanhita,
2023.

3. Allegedly in the morning of the fateful day while
the informant saw that the son of the petitioner alongwith others
were destroying the maize crop and when he made objection
and informed the same to the petitioner, the petitioner started
abusing and assaulting the informant. There is a specific



accusation against the petitioner of causing a sword blow over the head of the son of the informant.

4. Learned Advocate appearing on behalf of the petitioner taking this Court through the impugned order submitted that the entire case falls to the ground for the simple reason that there is no injury report of Sakir Aalam, son of the informant on record and, as such, the entire prosecution case does not inspire confidence. So far the injuries sustained to other persons are concerned, all of them have been found to be simple in nature. The genesis of the occurrence is nothing, but a land dispute. Besides the aforesaid fact, there is a counter version of the present case instituted by the petitioner being Turkauliya P.S. Case No. 143 of 2025.

5. On the other hand, learned Advocate for the State vehemently opposed the pre-arrest bail application and submits that it is the petitioner who had specifically assaulted the son of the informant by means of sword.

6. Having considered the submissions advanced by learned Advocate for the respective parties and taking note of the absence of the injury report of the son of the informant, Sakir Aalam, besides the fact others have sustained simple injury as well as the fair antecedent of the petitioner, let the



petitioner above named be released on bail, in the event of his 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) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, East Champaran at Motihari in connection with Turkauliya P.S. Case No. 142 of 2025, subject to the conditions laid down in Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita, 2023 with the further condition that one of the bailors shall be the own/close family members of the petitioner.

(Harish Kumar, J)

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