IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76927 of 2026

CNR No. BRHC011081622026

Arising Out of PS. Case No.-213 Year-2026 Thana- SUGAULI District- East Champaran

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Lal Bihari Sah Son of Vidhal Sah @ Vithal Sah @ Vithan Sah Resident of - Chhapra Bahas, Ward No. - 06, P.S. - Sugauli, District - East Champaran, Bihar

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Abhishek Ranjan, Adv.
For the Opposite Party/s : Mr. Mohammed Arif, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 28-10-2026 Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner seeks regular bail in connection with Sugauli P.S. Case No. 213 of 2026 lodged on 14.04.2026, for the offence punishable under Sections 126(2), 115(2), 118(1),117(2), 303(2) & 3(5) of the BNS, 2023.

3. As per the prosecution case, FIR has been lodged against three named accused persons including the present petitioner. It has been alleged that all the three accused persons including the petitioner have assaulted the informant's wife brutally due to which she sustained injury and become unconscious and thereafter admitted to the hospital for treatment. The accused persons have also stolen jewellary and

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some cash from the informant's house.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He submits that the informant's side and the petitioner's side both are agnates and due to petty family dispute, scuffling took place between the parties. Counsel submits that due to intervention of the parties, a compromise petition has been filed by both the parties. He further submits that the petitioner is in judicial custody since 28.06.2026, having two criminal antecedents and in both the cases, he is on bail. Counsel also submits that in future, such mistake shall not take place between the family members.

5. Learned APP for the State opposes the prayer for bail of the petitioner but fairly submits that from the record, it transpires that the informant's side and the petitioner's side both are agnates (family members).

6. As such, in the present facts and circumstances of the case, let the above-named petitioner be granted bail on furnishing bail bond of Rs.30,000/- (Rupees Thirty Thousand) as mentioned in Section 2(1)(d) of the B.N.S.S., 2023 to the satisfaction of A.C.J.M.-IV, East Champaran at Motihari, in connection with Sugauli P.S. Case No. 213 of 2026, subject to

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the conditions as laid down U/s 480(3) of the B.N.S.S., 2023 with further conditions that:-

(i) one of the bailors should be the family member of the petitioner who shall provide official document to show his/her *bona fide;*

(ii) the petitioner shall appear before the Trial Court on each and every scheduled date, and failure to do so for two consecutive dates without any plausible reason/explanation shall be resulted into cancellation of his bail bonds by the Trial Court itself.

(iii) if the petitioner is found involved in committing such type of criminal offence again in the family, then his bail bond shall be cancelled by the trial court itself.

(Dr. Anshuman, J)

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