IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76157 of 2026

CNR No. BRHC011094322026

Arising Out of PS. Case No.-771 Year-2026 Thana- DANAPUR District- Patna

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Ashutosh Kumar @ Ashutosh Ray @ Chhotu Kumar S/o Arjun Prasad @ Lakshman Ray Resident of Village - Kahar Toli, Kothawan, P.S.-Khagaul, District- Patna

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Bindeshwar Kumar, Advocate
For the Opposite Party/s : Mr. Uday Chand Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA

ORAL ORDER

2 04-11-2026 Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered under Sections 329(3), 190, 191(2), 115(2), 109(1), 303(2), 324(4) of the Bharatiya Nyaya Sanhita and Section 27 of the Arms Act.

3. As per the F.I.R., it is alleged that when the informant was in his saloon, in the meantime, the FIR named accused persons and some unknown persons came there and started abusing and assaulting the informant and others. It is also alleged that the accused persons made 8-10 rounds of firing and also damaged the car of the informant. In the said alleged

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occurrence, informant sustained serious injuries over his head.

4. Learned counsel appearing on behalf of the petitioner submits that petitioner is not named in the First Information Report. The name of the petitioner is surfaced merely on the confessional statement of co-accused Guddu Kumar. Further submission is that the injury on the injured is simple in nature. There is no specific allegation against the petitioner. Similarly situated co-accused persons, namely, Guddu Kumar and Suddu Raj @ Suddu Kumar have already been granted anticipatory bail by a Co-ordinate Bench of this Court *vide* order dated 14.10.2026 passed in Cr. Misc. No. 70653 of 2026. Petitioner has got no criminal antecedent and he undertakes to cooperate in the investigation and trial.

5. Learned A.P.P. for the State opposed the prayer for bail.

6. Having considered the facts and circumstances of the case, submissions of learned counsel for the parties, nature of injury, clean antecedent of the petitioner as well as the fact that similarly situated co-accused persons have granted anticipatory bail, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned court below within a period of six weeks from today, on furnishing

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bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-I, Danapur in connection with Danapur P.S. Case No. 771 of 2026, subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita.

(Sunil Dutta Mishra, J)

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