IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75539 of 2026

CNR No. BRHC011099712026

Arising Out of PS. Case No.-178 Year-2026 Thana- PIRO District- Bhojpur

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1. Pradeep Kumar S/O Dilip Paswan R/O Village - Bhadsar, P.S. - Piro, Dist.- Bhojpur
2. Sandeep Kumar S/O Dilip Paswan R/O Village - Bhadsar, P.S. - Piro, Dist.- Bhojpur
3. Sanjit Kumar S/O Dilip Paswan R/O Village - Bhadsar, P.S. - Piro, Dist.- Bhojpur

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Navin Kumar Singh, Adv.
For the Opposite Party/s : Mr. Satya Nand Shukla, APP

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CORAM: HONOURABLE MR. JUSTICE PRAVEEN KUMAR

ORAL ORDER

2 28-10-2026 Heard learned counsel for the petitioners and learned Additional Public Prosecutor for the State.

2. The petitioners are apprehending their arrest in a case in connection with Piro P.S. Case No. 178 of 2026 dated 04.06.2026, registered for the offences punishable under Sections 190, 191(2), 126(2), 115(2), 109(1), 352, 351(2) and 3(5) of the B.N.S.

3. As per the prosecution case, the son of the informant, who used to drive an auto-rickshaw, was assaulted by the petitioners along with eight other F.I.R.-

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named co-accused persons over a dispute regarding the fare demanded by him.

4. Learned counsel for the petitioners has submitted that the petitioners have been falsely implicated in the present case and the alleged occurrence arose out of a dispute regarding the fare of the auto-rickshaw. It has further been submitted that the F.I.R. lodged by petitioner no. 3 was registered on an earlier point of time, whereas the present F.I.R. is the counter-version of the same occurrence. In the earlier F.I.R., lodged at the instance of petitioner no. 3, allegations have been levelled under Section 109(1) and other ancillary Sections of the Bharatiya Nyaya Sanhita (B.N.S.), as well as under the provisions of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act.

4.1. Referring to the injury reports of the injured persons, learned counsel has further submitted that only two injuries have been reported, i.e., pain with swelling over the parieto-occipital region of the scalp and a bruise over the left posterior aspect of the back. It has further been submitted that the nature of the injuries does not appear to

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be serious, when the impugned order does not specifically discuss the nature and gravity of the injuries mentioned in the injury reports.

4.2. Learned counsel has also submitted that the petitioners are students, petitioner no. 1 is preparing for competitive examinations, whereas petitioner nos. 2 and 3 are pursuing their undergraduate course in the science stream. It has lastly been submitted that the petitioners have no criminal antecedents.

5. Learned A.P.P. for the State has vehemently opposed the prayer for anticipatory bail of the petitioners.

6. Heard the parties and perused the record.

7. Considering the facts and circumstances of the case, case and counter-case between the parties, the genesis of the occurrence, the nature of the dispute, the nature of injuries mentioned in the injury reports, and the fact that the petitioners have got no criminal antecedents, let the above named petitioners, in the event of their arrest/surrender within a period of six weeks from today, be enlarged on anticipatory bail on furnishing bail-bond of Rs. 10,000/- (Rupees ten thousand) each with two sureties of the like

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amount each to the satisfaction of the learned Additional Chief Judicial Magistrate, VIII, Bhojpur at Ara, in connection with Piro P.S. Case No. 178 of 2026, subject to conditions as laid down under section 482(2) of the B.N.S.S.

8. The application stands allowed.

(Praveen Kumar, J)

Ankit Kumar/-

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