IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79856 of 2026

CNR No. BRHC011100292026

Arising Out of PS. Case No.-326 Year-2025 Thana- BAUNSI District- Banka

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Rupesh Kumar Son of Dev Kumar Choudhary Resident of Village- Jabra, P.S.- Bounsi, District- Banka

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Brij Nandan Prasad, Adv.
For the Opposite Party/s : Mr.Shahabuddin Azeem @ S. Azeem, APP

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CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR SINHA

ORAL ORDER

2 25-11-2026 Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with Bounsi P.S. Case No.326 of 2025, registered for the offence punishable under Sections 191(2), 126(2), 115(2) and 103(1) of B.N.S., 2023.

3. The case of the prosecution in short as per the informant is that petitioner along with seven others assaulted the son and father of the informant resulting into death of the father of the informant.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has not committed any offence. He has falsely been implicated in the present case. He further submits that the petitioner has no criminal antecedent. Learned

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counsel for the petitioner further submits that there is no specific allegation against the petitioner.

5. Learned A.P.P. for the State opposes the prayer of anticipatory bail.

6. From the reading of the FIR, it appears that there is no specific allegation against the petitioner. He is said to be member of the group/mob, which has assaulted the informant's father. The petitioner bears clean antecedent.

7. Under these circumstance, this Court is inclined to grant privilege of anticipatory bail to the petitioner.

8. Let the petitioner, named above, in the event of his arrest or surrender before the Court below within four weeks from today, be released on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Banka in connection with Bounsi P.S. Case No.326 of 2025, subject to the conditions laid down under section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023 and subject to the further condition that:-

(i) the petitioner shall co-operate in the investigation/trial.

(ii) the learned Court would, however, verify the

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criminal antecedent of the petitioner and in case it is found that the petitioner has concealed his criminal antecedent, the Court below shall take step for cancellation of bail bond of the petitioner. However, it is expected that the verification process would be done expeditiously without causing any delay.

(Alok Kumar Sinha, J)

Prakash Narayan

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