IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77198 of 2026

CNR No. BRHC011102652026

Arising Out of PS. Case No.-192 Year-2026 Thana- KALUAHI District- Madhubani

==========

Sushil Kunwar @ Sudama Son of Sachidanand Kunwar Resident of Village- Narar Paschim, P.S.- Kaluahi, District- Madhubani

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr. Ravindra Kumar Singh, Advocate
For the State : Mr. Rabindra Kumar, A.P.P.
For the Informant : Mr. Shyameshwar Kumar Singh, Advocate

==========

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

2 25-11-2026 1. Heard learned counsel for the petitioner, Mr. Rabindra Kumar, learned A.P.P. for the State and Mr. Shyameshwar Kumar Singh, learned counsel appearing on behalf of the informant.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 126(2), 115(2), 351(2), 352 and 308(4) of the BNS, 2023.

3. Learned counsel for the petitioner submits that petitioner is a person with clean antecedent and the informant, who is running Vidyatan Public Shool, Kaluahi for the last ten years, alleges that on 25.07.2026 petitioner entered the school premises and demanded ranson of Rs.5 lakhs from the informant and threatened that if the demand is not met, consequences would follow and even misbehaved with his son. It is further alleged that

WEB COPY

petitioner runs a shop outside the school and sell cigaretee and other tobacco products.

4. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the instant case by the informant. It is further submitted that from perusal of the allegation as alleged in the FIR, it would manifest that the date of occurrence is 25.07.2026 and the FIR came to be instituted on 28.07.2026, i.e., after a delay of three days. It is next submitted that had any occurrence of the nature as alleged taken place in that event the informant would have promptly intimated the police or dialled 112 but then that is not the case. It is also submitted that petitioner runs a kiosk and sells article inlcuding tobacco products on account of which a dispute had arisen, as such, the instant false case came to be instituted. It is reiterated and submitted that petitioner is a person with clean antecedent.

5. Learned A.P.P. for the State and learned counsel appearing on behalf of the informant opposed the prayer for anticipatory bail of the petitioner.

6. Learned counsel appearing on behalf of the informant submits that from perusal of the allegation as alleged in the FIR, it would manifest that informant has alleged that the occurrence was captured in CCTV on which learned counsel appearing on behalf of the petitioner submits that the informant has also alleged that if

WEB COPY

the same is required, the CCTV footage will be handed over to the police which amply demonstrates that when the FIR was instituted, the CCTV footage was not handed over to the police. It is further submitted that no doubt, an altercation had taken place but then the allegation of demanding ransom is an exaggerated allegation.

7. After hearing the learned counsel for the parties and taking into consideration the submissions made by the learned counsel appearing on behalf of the petitioner, let the petitioner, above-named, in the event of his arrest or surrender within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Trial Court where the case is pending/Successor Court in connection with Kaluahi P.S. Case No. 192 of 2026, subject to the conditions as laid down under Section 438(2) of the Cr.P.C./482(2) of the B.N.S.S.

(Satyavrat Verma, J)

Kundan/-

U		T	

WEB COPY