IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77883 of 2026

CNR No. BRHC011111172026

Arising Out of PS. Case No.-332 Year-2025 Thana- BIRAUL District- Darbhanga

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1. Anil Poddar @ Munna Poddar @ Anil Son of Late Yugeshwar Poddar Resident of Village- Saho, Police Station- Biraul, District- Darbhanga
2. Tripurari Poddar Son of Ram Udagar Poddar Resident of Village- Saho, Police Station- Biraul, District- Darbhanga
3. Murari Poddar @ Prem Poddar @ Murari Kumar Poddar Son of Ram Udagar Poddar Resident of Village- Saho, Police Station- Biraul, District- Darbhanga
4. Runa Devi wife of Anil Poddar @ Anil Kumar Resident of Village- Saho, Police Station- Biraul, District- Darbhanga
5. Rani Kumari wife of Murari Kumar Poddar Resident of Village- Saho, Police Station- Biraul, District- Darbhanga

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Baidyanath Prasad, Adv.
For the Opposite Party/s : Mr. Abhay Kumar, A

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CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR

ORAL ORDER

2 05-11-2026 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners are apprehending their arrest in connection with Biraul P.S. Case No. 332 of 2025 dated 10.09.2025 registered for the offence punishable under Sections 191(2), 191(3), 190, 115(2), 118(1), 117(2), 303(2), 74, 109, 352, 341(3) of the Bhartiya Nyaya Sanhita, 2023.

3. As per prosecution case, the allegation against the

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petitioners is that they assaulted the informant and his family members including female members and, as also, molested and disrobed his mother.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have been falsely implicated in the present case. It is next submitted that in respect of the admitted land dispute, a title suit is already pending before the competent court. It is further submitted that that there is a case and counter-case between the parties and both sides are said to have sustained injuries. However, the injuries sustained by the Informant and his family members have been found to be simple in nature.

5. The petitioners, at this stage, without admitting their guilt, propose to pay a sum of Rs. 5,000/- to the informant towards compensation for the injuries sustained by the informant and, further, undertake to maintain peace and harmony with the informant and his family.

6. On the other hand, the learned APP for the State has opposed the prayer for bail of the petitioners.

7. Having heard the learned counsel for the parties and upon consideration of the facts and circumstances of the case particularly the existence of cases and counter-case between the

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parties and taking into account the fact that both sides have sustained injuries in the alleged occurrence and, as also, the fact that the injuries sustained by the informant and his family members are said to be simple in nature, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate, Biraul, Darbhanga in connection with Biraul P.S. Case No. 332 of 2025, subject to the conditions as laid down under Section 482(2) of the B.N.S.S. as well as the following conditions:

(i) The petitioners shall jointly pay a sum of Rs. 5,000/- to the informant at the time of furnishing their bail bonds, failing which the bail bonds shall not be accepted.

(ii) One of the bailors should be the family member/relative/known of the petitioner(s) who shall provide official document / personal affidavit to show his/her bona fide;

(iii) the petitioner(s) shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of their

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bail bond by the Trial Court itself;

(iv) the petitioner(s) shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(v) the petitioner(s) shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of their bail bonds.

(Ajit Kumar, J)

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