IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79903 of 2026
CNR No. BRHC011116112026

Arising Out of PS. Case No.-403 Year-2026 Thana- AKBARPUR District- Nawada

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Rooplal Tanti @ Rupal Tanti Son of Late Baudhu Tanti Resident of Village- Nawadih, P.S.- Akbarpur, District- Nawada, Bihar.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Priyadarshi Pankaj Raj Anand, Advocate
For the Opposite Party/s : Mr.Manoj Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA

ORAL ORDER

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

02. In the present case, the petitioner seeks bail in connection with Akbarpur P.S. Case No. 403 of 2026 registered for the alleged offences under Sections 126(2), 351(2), 352, 115(2), 109, 118(1), 117(2), 3(5) of BNS.

03. As per prosecution case, the petitioner and other co-accused persons suddenly came to the door of the informant and started hurling abuses. When the informant opposed, the petitioner gave a blow of iron khanti on his head causing its fracture and the informant fell down and started bleeding. Co-accused Vikash Tanti gave knife blow to the informant and co-accused Vikram Tanti hit the informant with lathi.

04. Learned counsel for the petitioner submits that the

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petitioner is innocent and has been falsely implicated in this case. The petitioner has been making some construction over his land and due to noise originating from the construction, the informant started abusing the petitioner taking his caste name as the petitioner belongs to an extremely backward caste. The petitioner first ignored such abuses but subsequently, when the behaviour of the informant did not change, the petitioner asked his family members to control him. The petitioner never had cordial and peaceful relationship with the informant as the informant is habitual abuser. The incident took pace on sudden provocation and there was no intention to cause harm against the informant or his family members. It also appears from the injury report that only two injuries have been found on the person of the informant and both injuries were stated to be simple caused by hard and blunt object. Learned counsel further submits that the petitioner is having clean antecedent and he is in custody since 21.08.2026.

05. Learned APP opposes the submission made on behalf of the petitioner. Learned APP submits that the specific allegation against the petitioner is that he hit the informant with iron khanti on the head of the informant which is a vital part of the body.

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06. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the simple nature of injury and also considering the period of custody of the petitioner and his clean antecedent, the petitioner above named is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, Ist Class, Nawada/concerned Court in connection with Akbarpur P.S. Case No. 403 of 2026, subject to the conditions mentioned in Section 480(3) of B.N.S.S. and also the following conditions :

(i) One of the bailors will be a close relative of the petitioner.

(ii) The petitioner will remain present on each and every date fixed by the court below.

(iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

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