IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77363 of 2026
CNR No. BRHC011119762026
Arising Out of PS. Case No.-197 Year-2026 Thana- BHAGWANPUR District- Vaishali

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Gaurav Kumar Son of Shyamnandan Sharma Resident of Village- Pratap Tand, P.S.- Bhawanpur, District- Vaishali

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Nachiketa Jha, Advocate
For the Opposite Party/s : Mr. Arun Kumar Pandey, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA

ORAL ORDER

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

2. The petitioner apprehends his arrest in connection with Bhagwanpur P.S. Case No. 197 of 2026, instituted under Sections 191(2), 191(3), 190, 74, 109 and 303(2) of the B.N.S.

3. The prosecution case, in brief, is that on the alleged date of occurrence, when the informant was present at his door along with his family members, his agnate Gaurav Kumar, along with ten other persons, arrived there and started abusing him. It is alleged that Gaurav Kumar (petitioner) assaulted him on his head with an iron rod, causing fracture of his head. When his family members intervened to save him, they were also assaulted. Thereafter, upon the family members raising an alarm, the accused persons fled away from the place of

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occurrence while giving threats.

4. Learned counsel for the petitioner submits that petitioner is innocent and has falsely been implicated in this case. It is further submitted that petitioner and informant are agnates having land dispute between them. There is case and counter-case between the parties. There is delay of two days in lodging the F.I.R. without any plausible explanation. He further submits that all the injuries to the injured persons are simple in nature. He next submits that the petitioner has no criminal antecedent and he undertakes to co-operate in the investigation and trial. There is no chance of absconding the petitioner or tampering with the evidence.

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

6. Considering the facts and circumstances of the case, nature of allegation, clean antecedent and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-VI, Vaishali at Hajipur in connection with Bhagwanpur P.S. Case No. 197 of

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2026, subject to the conditions laid down in Section 482 (2) of the Bharatiya Nagrik Suraksha Sanhita (B.N.S.S.), 2023.

(Sunil Dutta Mishra, J)

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