IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80118 of 2026

CNR No. BRHC011121112026

Arising Out of PS. Case No.-210 Year-2026 Thana- KHAJAULI District- Madhubani

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1. Kundan Kumar Sharma @ Kundan Kumar S/o Kishori Thakur R/o Village - Datuar, Ward no. 14, P.S. - Khajauli, District - Madhubani.
2. Sonidha Devi @ Sonia Devi W/o Kishori Thakur R/o Village - Datuar, Ward no. 14, P.S. - Khajauli, District - Madhubani.
3. Kishori Thakur S/o Jageshwar Thakur R/o Village - Datuar, Ward no. 14, P.S. - Khajauli, District - Madhubani.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Gagan Deo Yadav, Advocate
Mr. Vinod Kumar, Advocate
For the State : Mr. Shailendra Kumar, APP
For the Informant : Ms. Kusum Rani, Advocate

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CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY

ORAL ORDER

2 25-11-2026 Heard the learned counsel for the parties.

2. Petitioners apprehend their arrest in connection with Khajauli P.S. Case No. 210 of 2026 registered for the offences under Sections 74, 115(2), 126(2), 118(1), 109, 303(2), 352, 351(2) and 3(5) of BNS.

3. The allegation against the petitioners is general and omnibus in nature of having assaulting the informant and others.

4. The counsel for the petitioner submits that the injury report of the other injured persons have been brought on record, which would go on to show that the injuries were simple

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in nature and as far as injury received by one injured Reena Devi is concerned, the specific attribution is upon Anurag Kumar Sharma, who is said to have assaulted her with iron rod. It has been pointed out that the entire family has been roped in in a false and concocted case and a title suit is also pending between the parties. It has lastly been submitted that the petitioners carry clean antecedents.

5. Learned counsel for the informant as well as the learned APP for the state have vehemently opposed the prayer for bail and has stated that the petitioners have also jointly assaulted the informant and others and therefore, they should not be granted the liberty of anticipatory bail.

6. Having considered the submissions and the materials on record, as also taking note of the fact that the injuries sustained by the other persons have been found to be simple and the specific allegation of assault upon Reena Devi is on Anurag Kumar Sharma, let the petitioners above named be released on anticipatory bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bonds of Rs.10,000/-(ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Court below where the case is

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pending/successor court in connection with Khajauli P.S. Case No. 210 of 2026 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure read with corresponding Section 482(2) of B.N.S.S. as well as subject to the following conditions:-

(i) One of the bailors of the petitioners shall be their close relative.

(ii) The petitioners shall remain physically present in Court on each date of the trial.

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

(iv) If the petitioners are found involved in similar nature of offence in future, the prosecution shall be at liberty to move for cancellation of his bail bond.

(v) The learned Court below shall verify the criminal antecedent of the petitioners and in case at any stage it is found that the petitioners have concealed their criminal antecedents, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail

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bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

7. Accordingly, the present application stands allowed.

8. It is made clear that the observations, if any, made in this order, shall be of no bearing during the trial.

(Sourendra Pandey, J)

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