IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77474 of 2026

CNR No. BRHC011123642026

Arising Out of PS. Case No.-246 Year-2026 Thana- KALYANPUR District- East Champaran

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Md. Ujjale @ Ujjale Ahmad @ Ujale Ahmad Son of Samshad Alam Resident Of Village- Alakhbani Ps- Kalyanpur, District -East Champaran

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Nafisu Zzoha, Advocate
For the State : Mr. Sangeeta Sharma, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 05-11-2026 Heard Learned Counsel for the petitioner and Learned APP for the State.

2. The petitioner is apprehending arrest in connection with Kalyanpur P.S. Case No. 246 of 2026 lodged on 05/06/2026, for the offences punishable under Sections 126(2), 115(2), 118(1), 109(1), 76, 303(2), 352, 351(2) and 3(5) of the B.N.S., 2023.

3. As per the prosecution, an FIR has been lodged against four named accused persons, including the present petitioner, with the allegation that the accused persons, duly armed with weapons, entered the house of the informant, attacked and abused the informant. The specific allegation against the present petitioner is that he brutally assaulted the

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informant and outraged her modesty. There is also an allegation of snatching jewellery.

4. Learned Counsel for the petitioner submits that the petitioner is innocent and has committed no offence. Counsel further submits that the dispute between the informant and the petitioner is a family dispute, as the informant is the aunt (*Chachi*) of the petitioner. Counsel further submits that it is purely a family dispute arising out of a share in the family property and, with a view to giving a serious colour to the dispute, the actual fact regarding their relationship has been suppressed and such allegations have been made. Counsel further submits that earlier also, one criminal case had been lodged by the same informant against the petitioner, otherwise, the criminal antecedent of the petitioner is clean. Counsel further submits that, arising out of the same date and place of occurrence, there is also a counter-case, namely, Kalyanpur P.S. Case No. 247 of 2026. Counsel further submits that the petitioner is ready to fulfil any conditions whatsoever that may be imposed upon him.

5. Learned APP for the State opposes the prayer for bail of the petitioner but fairly submits that, from the records, it transpires that there is a case and counter-case arising out of the

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same date and place of occurrence. Counsel further submits that both the informant and the petitioner are agnates.

6. As such, in the present facts and circumstances of this case, let the above named petitioner be released on anticipatory bail, in the event of arrest or surrender before the learned Court below within a period of 4 weeks from today, on furnishing bail bond of Rs.30,000/- (Rupees Thirty Thousand) as mentioned in Section 2(1)(d) of the BNSS, 2023 to the satisfaction of Chief Judicial Magistrate, East Champaran, Motihari, in connection with Kalyanpur P.S. Case No. 246 of 2026, subject to the conditions as laid down U/s 482(2) of the BNSS**,** 2023.

(Dr. Anshuman, J)

Anshuman/
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