IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77260 of 2026

CNR No. BRHC011125792026

Arising Out of PS. Case No.-24 Year-2026 Thana- BATH District- Bhagalpur

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1. Dashrath Kumar Tanti @ Dashrath Tanti S/O Sudin Tanti R/O Village- Manihari, P.S.- Barh, Distt.- Bhagalpur.
2. Punil Kumar Tanti @ Punil Tanti S/O Sudin Tanti R/O Village- Manihari, P.S.- Barh, Distt.- Bhagalpur.
3. Sunil Kumar Tanti @ Sunil Kumar @ Sunil Tanti S/O Sudin Tanti R/O Village- Manihari, P.S.- Barh, Distt.- Bhagalpur.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Ms. Sadaf Anas, Advocate
Mr. Rajive Ranjan Singh, Advocate
For the Opposite Party/s : Mr. Chandra Sen Prasad Singh, APP

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CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR

ORAL ORDER

2 05-11-2026 Heard Ms. Sadaf Anas, learned Advocate for the petitioners and learned Additional Public Prosecutor for the State.

2. The petitioners apprehend their arrest in connection with Bath P.S. Case No. 24 of 2026, registered for the offenses punishable under Sections 329(4), 126(2), 115(2), 303(2), 109, 352, 351(2), 3(5) of the B.N.S.

3. Allegedly, on the given date and time of occurrence, while the father of the informant was sitting at his darwaza, in the meantime, co-accused Bikash Kumar came there and started assaulting him by the butt of pistol. When the other

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family members rushed there to his rescue, they were brutally assaulted by the other co-accused persons, including the petitioners. Besides, there is further allegation of snatching of valuables and damaging the motorcycles.

4. Learned Advocate for the petitioners, at the outset taking this Court through the FIR, contended that the alleged occurrence took place in the noon of 04.03.2026, but the present FIR came to be instituted on 08.03.2026, and there is no plausible explanation of delay. On a perusal of the FIR it is evident that there is omnibus allegation against all the petitioners. Though one of the injuries has been found to be grievous in nature, the same has not been specifically attributed to the petitioners; rather, the specific accusation has been leveled against co-accused Bikash Kumar, who is not before this Court. The petitioners are carrying fair antecedent and they undertake that they will fully cooperate in the proceedings of the Court. There is a counter version of the present case being Bath P.S. Case No. 28 of 2026 instituted against the informant and others.

5. On the other hand, learned Advocate for the State vehemently opposed the bail application and submits that the petitioners have also actively participated in the crime and

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brutally assaulted the informant's father and other family members.

6. Considering the rival submissions advanced by learned Advocate for the respective parties and taking note of the omnibus nature of allegation, besides the delay in lodging of the FIR, as well as the factum of case and counter-case, coupled with the fair antecedent of the petitioners, let the petitioners above named be released on bail, in the event of their arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, upon furnishing bail bonds of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate 1st Class cum Additional Munsif IV, Bhagalpur in connection with Bath P.S. Case No. 24 of 2026, subject to the conditions laid down in Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita, 2023, with the further condition that one of the bailors shall be the own/close family members of the petitioners.

(Harish Kumar, J)

Siddharth Kr.
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