IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78040 of 2026

CNR No. BRHC011128212026

Arising Out of PS. Case No.-134 Year-2026 Thana- Madhusudanpur District- Bhagalpur

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Prashant Kumar Son of Vinod Yadav Resident of Village- Bhimkitta, P.S.- Madhusudanpur, District- Bhagalpur- 812006.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Rana Hason, Adv.
For the Opposite Party/s : Mr.Dilip Kumar No. 1

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CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR

ORAL ORDER

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

2. The petitioner is apprehending his arrest in connection with Madhusudanpur P.S. Case No. 134 of 2026 for the offence punishable under sections 190, 191(2), 74, 303(2), 115(2), 117(2), 126(2), 109, 352 of the BNS lodged on 15.06.2026 by the informant, Rinku Devi.

3. As per the prosecution case, the petitioner along with other FIR named co-accused persons are alleged to have dismantled the thatched house of the informant and her family members and on protest, they were assaulted by means of *Khanti* and rods due to which they received injuries. Accordingly, the FIR.

4. Learned counsel for the petitioner submits that the

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petitioner has not committed any offence as alleged in the FIR and he has falsely been implicated in this case and there is old land dispute between the parties and they are on litigating terms. No grievous or life threatening injury has been reported rather the injuries have been found to be simple in nature. The informant, Rinku Devi is said to have received injury on the left side of head but the same is found to be simple and caused by hard and blunt substance. It has fairly been submitted that the petitioner has got three antecedents but he is on bail in all the three cases.

5. Learned APP opposes the prayer for anticipatory bail by submitting that the petitioner has got criminal history.

6. Considering the nature of injury to be simple and caused by hard and blunt substance, this Court is inclined to extend him the privilege of anticipatory bail.

7. Let the petitioner, above named, be released on bail in the event of arrest or surrender within a period of six weeks from the receipt of this order, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of learned ***Chief Judicial Magistrate, Bhagalpur*** in connection with aforesaid PS Case, subject to the conditions as laid down under Section 482(2) of the BNSS as

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well as the following conditions:-

(i) one of the bailors should be the family member/relative of the petitioner(s) who shall provide official document to show his/her bona fide;

(ii) the petitioner(s) shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his/their bail bond by the Trial Court itself;

(iii) the petitioner(s) shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(iv) the petitioner(s) shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of his/their bail bonds.

(Ajit Kumar, J)

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