IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79880 of 2026

CNR No. BRHC011129062026

Arising Out of PS. Case No.-76 Year-2025 Thana- KUCHAIKOTE District- Gopalganj

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Muhammad Abdul Rahman S/O Muhammad Jan R/V- Dibani Banjarwa, Post-Parsauni, P.S.-Taraiya Sujan, Distt- Khushinagar(Uttar Pradesh)

... ... Petitioner/s

Versus

The State of Bihar ... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Sanjay Kumar Tiwari, Adv.
For the Opposite Party/s : Mr.Renu Kumari

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CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR SINHA

ORAL ORDER

2 25-11-2026 Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with Kuchaikot P.S. Case No. 76 of 2025 registered for the offence punishable under Sections 126(2), 115(2), 118(1), 109(1), 74 & 3(5) of the BNS 2023.

3. The case of the prosecution in short is that, petitioner alleged to assault informant along with other co-accused persons after criminal trespass to her house and caused head and bodily injuries, where alleged assault was made with intention to cause their death.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has not committed any offence. He has falsely been implicated in the present case. He further

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submits that the petitioner has no criminal antecedent. Learned counsel for the petitioner submits that the allegation for physical assault is general and omnibus in nature and there is litigation from before with the informant in connection with a land dispute. Learned counsel for the petitioner lastly submits that co-accused, Munna Ali has already been granted privilege of anticipatory bail vide order dated 26.02.2026 passed in Cr. Misc. No.79942 of 2025.

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

6. From the allegations levelled in the FIR, it appears that the allegation for physical assault is appearing as general and omnibus in nature. The injury prima facie does not appear to be corroborated in the manner and the weapon used for alleged assault. The petitioner is alleged to be having litigation from before with the informant in connection with a land dispute. Co-accused, Munna Ali has already been granted privilege of anticipatory bail vide order dated 26.02.2026 passed in Cr. Misc. No.79942 of 2025. The petitioner also appears clean antecedents.

7. Under these circumstance, this Court is inclined to grant privilege of anticipatory bail to the petitioner.

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8. Let the petitioner, named above, in the event of his arrest or surrender before the Court below within four weeks from today, be released on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate, Gopalganj in connection with Kuchaikot P.S. Case No. 76 of 2025, subject to the conditions laid down under section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023 and subject to the further condition that:-

(i) the petitioner shall co-operate in the investigation/trial.

(ii) the learned Court would, however, verify the criminal antecedent of the petitioner and in case it is found that the petitioner has concealed his criminal antecedent, the Court below shall take step for cancellation of bail bond of the petitioner. However, it is expected that the verification process would be done expeditiously without causing any delay.

(Alok Kumar Sinha, J)

Prakash Narayan

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