

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77348 of 2025

Arising Out of PS. Case No.-250 Year-2025 Thana- KESARIA District- East Champaran

1. Jauhar Ali @ Sampat S/O Rasool Azad Resident of village- Gochhi Sheikh Toli, P.S.- Kesaria, Dist.- East Champaran
2. Sabana Khatoon W/O Md. Tanwir Resident of village- Gochhi Sheikh Toli, P.S.- Kesaria, Dist.- East Champaran
3. Taukir Mian @ Taukir Alam S/O Anwarool Haque @ Anvarul Haque Resident of village- Gochhi Sheikh Toli, P.S.- Kesaria, Dist.- East Champaran
4. Taufiq Alam S/O Anwarool Haque @ Anvarul Haque Resident of village- Gochhi Sheikh Toli, P.S.- Kesaria, Dist.- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Abhishek Kumar, Advocate Mr. Sharad Kumar, Advocate
For the State	:	Mr. Sanjay Kumar Singh, APP
For the Informant	:	Mr. Vijay Shankar Shrivastava, Advocate

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

3 11-02-2026 Heard learned counsel for the petitioners, learned counsel for the informant and learned A.P.P. for the State.

2. The petitioners apprehend their arrest in connection with Kesaria P.S. Case No. 250 of 2025, instituted under Sections 126(2), 115(2), 118(1), 109, 352, 351(2), 3(5) of the B.N.S.

3. As per the prosecution case, on the date of occurrence Petitioner Nos. 3 and 4 came along with tractor and started destroying the house of informant. On protest, they tried



to outrage the modesty of informant. On hulla, brothers of the informant came to save her, then F.I.R. named accused persons including the petitioners assaulted him causing injury. The accused persons also looted away the valuables worth Rs. 3 lacs of the informant.

4. Learned counsel for the petitioners submits that petitioners are innocent and have falsely been implicated in this case due to land dispute. F.I.R. has been lodged after delay of six days. Both parties are neighbours. Injuries on the injured are simple in nature which do not corroborate with the allegation against the petitioners. Petitioner Nos. 1, 2 and 3 have no criminal antecedents whereas Petitioner No. 4 has two criminal antecedents in which he is on bail. Petitioners undertake to co-operate in the investigation and trial.

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

6. Considering the facts and circumstances of the case and submission of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioners, above-named, be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction



of learned Judicial Magistrate 1st Class, Sadar, Motihari, East
Champan in connection with Kesaria P.S. Case No. 250 of
2025, subject to the conditions laid down in Section 482 (2) of
the Bharatiya Nagrik Suraksha Sanhita (B.N.S.S.), 2023.

(Sunil Dutta Mishra, J)

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