IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79819 of 2026

CNR No. BRHC011150282026

Arising Out of PS. Case No.-370 Year-2026 Thana- RAJIVNAGAR District- Patna

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1. Manish Singh S/o Bhart Singh Resident Of Village - Flat No 506, Ghaganga Apartment Chamanchak, Ram Krishna Nagar, Present Address- Rajeev Nagar, P.S.- Rajeev Nagar, Distt.- Patna
2. Rama Kant Chauhan S/o Ram Chauhan R/o vill - Jai Prakash Nagar, Shiv Mandir, Road no. 2, P.S.- Rajeev Nagar, Distt.- Patna

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Suresh Singh, Adv.
Mr.Uttam Kumar Mishra, Adv.
Mr.Ajay Kumar Sinha, Adv.
For the Opposite Party/s : Mr.Murli Dhar, APP

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CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR SINHA

ORAL ORDER

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

2. The petitioners apprehend their arrest in connection with Rajeev Nagar P.S. Case No. 370 of 2026, registered for the offences punishable under Sections 223, 316(2), 318(4), 119(1), 61(2), 3(5) of the BNS and Section 3 of Damage to Public Property Act.

3. Learned counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated. There is no criminal antecedent against petitioner no. 1. There is a civil

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dispute between the parties and no evidence has been collected to support the allegation levelled against the petitioners.

4. On the other hand, the learned APP for the State has opposed the prayer for bail.

5. From the reading of the FIR, the allegation against the petitioners is of forcibly constructing over a land, allegedly belong to Housing Board. It has come in the impugned order that the petitioners are claiming ownership over the said piece of land. It, therefore, appears to be a case of civil dispute between the parties. There is no criminal antecedent against petitioner no. 1. Though there are three criminal antecedents against petitioner no. 2, but in all the cases, he is on bail. Under these circumstances, I am inclined to grant privilege of anticipatory bail to the petitioners.

6. Let the petitioners, as named above, in the event of their arrest or surrender within four weeks from today, be enlarged on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-II, Patna in connection with Rajeev Nagar P.S. Case No. 370 of 2026, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure/Section 482(2) of the Bharatiya Nagarik

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Suraksha Sanhita, 2023 and subject to further condition that :-

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

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

(Alok Kumar Sinha, J)

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