

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78392 of 2025

Arising Out of PS. Case No.-178 Year-2025 Thana- CHANPATIA District- West Champaran

Naushad Miyan @ Naushad Khan S/O Saifullah Khan R/O Village-
Karampatti (Karanpatti, Pokhariya Kharg), P.S- Chanpatiya, Distt.- West
Champaran. Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bimlesh Kumar Pandey, Advocate

For the Opposite Party/s : Mr. Mithlesh Kumar Khare, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 05-01-2026 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Chanpatiya P.S. Case No. 178 of 2025 instituted under
Sections 126(2), 115(2), 118(1), 109(1), 352 and 3(5) of the
BNS.

3. As per the prosecution case, four co-accused
persons including the petitioner came on two motorcycles and
took the informant on the campus of the house of one Anjan
Miyan forcibly. The allegation against the petitioner is that he
caught the informant from his back and co-accused Subhash
Yadav assaulted the informant with his knife on his neck,
causing injury to him.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has been falsely implicated in this



case. He further submits that the injury caused to the informant is self-manufactured and simple in nature caused with the help of blade. The police has recovered a blade with blood stain wrapped in newspaper which clearly suggest that no knife was recovered as alleged in the FIR and with the ulterior motive, the petitioner has been falsely implicated in this case. The petitioner has no criminal antecedent and he undertakes to cooperate in the trial and investigation.

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

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount to each to the satisfaction of the learned Judicial Magistrate 1st Class, Bettiah, West Champaran in connection with Chanpatiya P.S. Case No.178 of 2025, subject to the conditions laid down in Section 482(2) of the B.N.S.S.

(Sunil Dutta Mishra, J)

AjayMishra/-

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