**IN THE HIGH COURT OF JUDICATURE AT PATNA**
**CRIMINAL MISCELLANEOUS No.80192 of 2026**

**CNR No. BRHC011167122026**

Arising Out of PS. Case No.-228 Year-2026 Thana- DIGHWARA District- Saran

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Ganesh Singh S/o Late Dharam Singh R/o Village - Saidpur, P.S - Dighwara, District - Saran

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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**Appearance :**
For the Petitioner/s : Mr. Arvind Kumar Pandey, Advocate
For the State : Mr. Binod Kumar, APP
For the informant : Mr. Sandeep Kumar Mishra, Advocate
Ms. Mohini Kumari, Advocate

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**CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY**

ORAL ORDER

2 25-11-2026 Heard the learned counsel for the parties.

2. Petitioner apprehends his arrest in connection with Dhigwara P.S. Case No. 228 of 2026 registered for the offences under Sections 190, 191(2), 191(3), 126(2), 127(2), 324(4), 329(3), 221, 222 and 109 of the B.N.S., 2023.

3. As per the prosecution case, altogether 24 named accused persons along with 100 unknown persons came variously armed and attacked the informant and the Survey Knowing Commissioner and others. It is alleged that the petitioner exhorted his son and others upon which

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the informant was brutally assaulted.

4. Learned counsel for the petitioner submits that the petitioner is an old person of 61 years age and he has falsely been implicated and named as an order giver. It has been further submitted that a title suit is pending and during the course of measurement an altercation had taken place and in view of the altercation a case has also been lodged on behalf of the prosecution side by one Ramesh Prasad being Dighwara P.S. Case No. 227 of 2026. It has also been submitted that there is no specific allegation of overt act alleged against the petitioner, who carries clean antecedent.

5. Learned counsel for the informant as well as the learned APP for the State have opposed the prayer for bail and have stated that all the accused persons were involved in the assault causing grievous injuries to the informant.

6. Having regard to the facts and circumstances and taking into account that there is no specific allegation of overt act against the petitioner, let the petitioner above named be released on anticipatory bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bonds of

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Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor court in connection with Dhigwara P.S. Case No. 228 of 2026 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure read with corresponding Section 482(2) of B.N.S.S. as well as subject to the following conditions:-

*(i) One of the bailors of the petitioners shall be their close relative.*
*(ii) The petitioners shall remain physically present in Court on each date of the trial.*
*(iii) In case of absence on two consecutive dates, or in violation of the terms of the bail, the bail bond of the petitioners will be liable to be cancelled by the Court concerned.*
*(iv) If the petitioners are found involved in similar nature of offence in future, the prosecution shall be at liberty to move for cancellation of his bail bond.*
*(v) The learned Court below shall verify the criminal antecedent of the petitioners and in case at any stage it is found that the petitioners have concealed their criminal antecedents, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of*

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*verification.*

7. Accordingly, the prayer for anticipatory bail is allowed.

8. It is made clear that the observations, if any, made in this order, shall be of no bearing during the trial.

**(Sourendra Pandey, J)**

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