

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.89226 of 2025

Arising Out of PS. Case No.-138 Year-2025 Thana- GOPALPUR District- West Champaran

1. Shatrudhan Sah @ Shatrohan Sah S/O Chhotelal Sah R/O Vill. - Sargatiya, P.S.- Gopalpur, District - West champaran
2. Niharika Kumari W/O Pankaj Pandey @ Pankaj Kumar Pandey R/O Valmikinagar Tanki Bazar, Ward No. 1, P.S.- Valmikinagar, District - West Champaran

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

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

For the Opposite Party/s : Mrs.Anita Kumari, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 17-02-2026 Heard learned counsel for the petitioners and learned APP for the State.

2. The accused-petitioners, named in the F.I.R., are apprehending their arrest in connection with Gopalpur P.S. Case No. 138 of 2025 registered for the offences punishable under Sections 61(2), 79, 118(2), 320, 338, 340, 309, 352, 353, 133, 305(b) of the Bhartiya Nyay Sanhita, 2023 (in short, the 'B.N.S.').

3. As per FIR, which is based upon complaint case No. 1062(C)/2025 as filed before learned CJM, Bettiah, West Champaran, petitioners alleged to



transfer a piece of land illegally by co-accused Nilendu Gautam, where the alleged sale deed was witnessed by these petitioners.

4. Learned counsel appearing on behalf of the petitioners submitted that the dispute appears civil in nature and maximum allegation against petitioners is to identify the signature and the persons who executed sale deed as witness. It is submitted that the petitioners are not the beneficiary of the alleged transactions arising out of land deal. Both petitioners claimed clean antecedent.

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

6. In view of the aforesaid factual submissions and by taking note of the fact as primarily the dispute appears civil in nature, where the maximum allegation appears against petitioners is to witness the sale deed, accordingly, above-named petitioners, who are men of clean antecedent, in the event of their arrest/surrender within a period of four weeks from this order, are



directed to be enlarged on bail on furnishing of bail bond of Rs.10,000/- (ten thousand only) each with two sureties of the like amount each to the satisfaction of learned J.M. 1st Class, Bettiah, West Champaran/concerned court in connection with Gopalpur P.S. Case No. 138 of 2025, subject to the conditions as laid down under Section 438(2) of the Cr.P.C/Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita (in short “B.N.S.S.”).

(Chandra Shekhar Jha, J)

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