

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.91169 of 2025

Arising Out of PS. Case No.-51 Year-2025 Thana- KASMA District- Aurangabad

Rupesh Chandravanshi @ Rupesh Kumar S/o Prayag Chandravanshi R/o
Village- Pandey Karma, PS- Kasma, Dist- Aurangabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Tej Narayan Singh, Adv.

For the Opposite Party/s : Mr. Shailendra Kumar Singh, Adv.

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

2 15-01-2026 Heard learned Advocate appearing on behalf of the

petitioner and the learned Additional Public Prosecutor for the

State.

2. The petitioner apprehends his arrest in connection
with Kasma P.S. Case No. 51 of 2025, registered for the
offences punishable under Sections 126(2), 115(2), 74, 109(2),
303(2) and 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. The allegation against the petitioner is of causing
assault by means of handle of the hand pump over the head of the
informant's husband, due to which he sustained serious injury.

4. Learned Advocate appearing on behalf of the
petitioner submitted that in fact on account of a previous
dispute, some scuffle took place which resulted into some
unfortunate injury; moreover the injury which is allegedly



sustained to the informant's husband is concerned, the same is found to be simple in nature. To support the aforesaid contention, injury report has been placed on record as Annexure P/2. It is further contended that though the alleged occurrence took place on 27.04.2025, the present FIR came to be instituted on 29.04.2025, without explanation for causing delay in institution of the FIR. The petitioner though bears one criminal antecedent as has been disclosed in paragraph no. 3, however he is on bail in the said case is the contention of the petitioner.

5. On the other hand, learned Advocate for the State vehemently opposed the pre-arrest bail application and submits that the petitioner has specifically assaulted the informant's husband, due to which he sustained serious injury.

6. Regard being had to the submissions made on behalf of the parties and considering the delay in lodging of the FIR, coupled with the simple nature of injury, let the petitioner above named be released on bail, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, upon furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned



Chief Judicial Magistrate, Aurangabad in connection with Kasma P.S. Case No. 51 of 2025, subject to the conditions laid down in Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita, 2023 with the further condition that one of the bailors shall be the own/close family members of the petitioner.

(Harish Kumar, J)

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