

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3497 of 2026

Arising Out of PS. Case No.-290 Year-2025 Thana- JOGAPATTI District- West Champaran

Akhilesh Kumar, S/O Ramnarayan Mahto @ Ramnarayan Prasad R/O Vill.-
Prayagwa, Paregwa, Ward No. 3, P.s- Yogapatti, District- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bimlesh Kumar Pandey

For the Opposite Party/s : Mr. Rabindra Kumar- A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 03-04-2026 1. Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in a case registered for the
offences punishable under Sections 126(2), 115(2), 109(1),
303(2), 3(5) of the B.N.S.

3. The learned counsel for the petitioner submits that
the petitioner is a person with clean antecedent and the
informant alleges that he was constructing his boundary wall
when accused persons came and started abusing. On objection,
Akhilesh Kumar (petitioner) gave orders to assault, on which
Vinay assaulted him by farsa twice causing injury on head,
thereafter petitioner and Brajesh assaulted indiscriminately by
rod causing injury on arm and chest thereafter Rajesh caught
Shashi Bhushan and petitioner tried to strangle him with a



towel and thereafter Brajesh assaulted him by rod causing injury on head and petitioner along with Rajesh injured his ear and back. Further, petitioner assaulted Pawan by rod causing injury near right eye, thereafter Abhay assaulted him by lathi and Vinay snatched chain of Pawan. Further, Abhay assaulted Ramu by lathi causing injury on head, thereafter Ram Narayan assaulted him by rod indiscriminately causing injuries on ear, mouth and back and Akash assaulted Vicky by rod causing injury on head. Further, Abhay assaulted him by lathi causing injury on hand, back and on both legs.

4. The learned counsel for the petitioner submits that on account of dispute relating to land, both sides assaulted each other. It is further submitted that no doubt, allegation against this petitioner is of assault, but then, the allegations are exaggerated and the petitioner is in custody since 19.11.2025 and charge-sheet has been submitted. It is also submitted that if privilege of regular is granted to the petitioner, the petitioner will not abscond rather will cooperate in the trial to prove his innocence. It is further submitted that petitioner is not a criminal.

5. Learned A.P.P. Sri Rabindra Kumar opposes the bail application.



6. Considering the submissions made by the learned counsel appearing on behalf of the petitioner, the petitioner, above-named, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Yogapatti P. S. Case No.290 of 2025.

7. The application stands allowed.

8. However, it is made clear that if the learned trial court comes to a conclusion that petitioner after her release is trying the delay the framing of charge or after framing of charge is trying to delay the trial in both the conditions, the learned trial court shall be at liberty to cancel the bail bonds of the petitioner.

(Satyavrat Verma, J)

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