

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.567 of 2026

Arising Out of PS. Case No.-106 Year-2025 Thana- MOHIUDDIN NAGAR District-
Samastipur

-
1. Suchita Devi W/o Umesh Ray
 2. Gudiya Devi W/o Pappu Ray
 3. Budhan Ray Son of Ramnabuk Ray @ Ramtanuk Ray
 4. Umesh Ray Son of Budhan Ray
- All are R/o Village - Bind Bochaha, Ward no. 05, P.S. - Muhiuddin Nagar,
Dist. - Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Shadab Alam Wazdi, Advocate
		Mr.Amit Kumar, Advocate
For the Opposite Party/s :		Mr.Uma Shankar Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

3 02-04-2026 Heard Mr. Shadab Alam Wazdi along with Mr. Amit Kumar, learned counsels appearing on behalf of the petitioners and Mr. Uma Shankar Prasad Singh, learned APP for the State.

2. The petitioners seek pre-arrest bail in connection with Mohiuddin Nagar P.S. Case No. 106 / 2025 registered for the offence(s) punishable under Sections 126(2), 115(2), 118(2), 109(1), 74,303(2),352,351(2),351(3),3(5) of the BNS.

3. As per the allegation made in the FIR, the accused persons named therein including the petitioners had assaulted the informant and his family members with an intention to kill, causing injuries to them.



4. Learned counsel appearing on behalf of the petitioners submitted that the petitioners and informant are own *Gotia* and due to land dispute, the occurrence took place and subsequent to that to buy peace of mind, they have compromised on 20.08.2025 and a duly sworn joint compromise petition has also been filed before the learned SDJM, Patori, Samastipur. The compromise petition has been brought on record by way of Annexure P/ 3.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Having heard the rival submissions made on behalf of the parties and upon perusal of the allegations made in the FIR, as well as, paragraph 11 of the bail application of the bail application, wherein specific information has been given that the petitioners and the informant have settled their dispute and in this regard, they have arrived at a mutual settlement on terms and conditions as contained in settlement dated 20.08.2025 and a duly sworn joint compromise petition has also been filed before the learned SDJM, Patori, Samastipur, and also considering the law laid down by the Apex Court in case of *Naushey Ali vs. State of U.P.*, reported in, (2025) 4 SCC 78, the petitioners are directed to be released on pre-arrest bail.



7. The petitioners, above named, are directed to be released on pre-arrest bail, in the event of their arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Shahpur, Patori Samastipur / Concerned Court in connection with Mohiuddin Nagar P.S. Case No. 106 / 2025/, subject to the conditions as laid down under Section 482(2) of the BNSS.

8. The learned District Court is directed to verify the criminal antecedent of the petitioners and if it is found that the petitioners are involved in some other cases, as what has been stated in paragraph no.3 of the bail application, this order will automatically lose its force.

(Purnendu Singh, J)

Sanjay/-

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