

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.92062 of 2025

Arising Out of PS. Case No.-289 Year-2024 Thana- CHAKIA District- East Champaran

1. Rahul Kumar @ Rahul Kumar Singh @ Abhishek Kumar, aged about 24 years, (M) Son of Ashok Singh
2. Satyendra Kumar, aged about 28 years (M) son of Prithavinath Sah.
Both are resident of village - Mani Chhapra, P.S.- Chakia, District - East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Advocate
For the Opposite Party/s : Mr. Ajit Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 04-02-2026 Heard Mr. Abhishek Kumar, learned counsel

appearing on behalf of the petitioners and Mr. Ajit Kumar,

learned APP for the State.

2. The petitioners seek pre-arrest bail in connection with Chakia P.S. Case No. 289 of 2024, registered for the offence punishable under Sections 126(2), 115(2), 118(1), 117(2), 109, 303(2), 351(2) and 3(5) of the BNS.

3. As per the allegation made in the FIR, while the petitioner was returning to his home on a motorcycle along with his friend Md. Tauhid and reached near Mani Chapra, petitioner along with other accused persons had stopped them and started abusing, upon protest of the same, they had assaulted the



informant and his friend causing injury.

4. Learned counsel appearing on behalf of the petitioners submitted that petitioners are innocent and have falsely been implicated in the present case. Specific allegation against petitioner no. 2 is that he had assaulted the friend of the informant, Md. Tauhid by means of stick and lathi causing injury. On these grounds, petitioners seek to be released on pre-arrest bail.

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

6. Considering the rival submissions made on behalf of the parties, as well as, nature of allegation made against the petitioner no. 2, I am of the opinion that petitioner no. 2 has, *prima facie*, made out a case to be released on pre-arrest bail.

7. The petitioner no. 2, above named, is directed to be released on pre-arrest bail, in the event of his 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 the learned District Court where the case is pending, in connection with Chakia P.S. Case No. 289 of 2024, subject to the condition as laid down under Section 482(2) of



the BNSS.

8. So far as petitioner no. 1 is concerned, considering the nature of allegation made against him in the FIR, I am not inclined to enlarge him on pre-arrest bail.

9. **The learned District Court is directed to verify the criminal antecedent of the petitioner no. 2 as stated in paragraph no. 3 of the bail application. If any other case is pending against the petitioner no. 2 as what has been stated in paragraph no. 3, this order will lose its force automatically.**

(Purnendu Singh, J)

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