IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23937 of 2026
Arising Out of PS. Case No.-148 Year-2025 Thana- MIRGANJ District- Purnia

==========

1. Ram Lal Sah @ Ram Chandra Sah S/O Gulab Chandra Sah R/O Vill.- Damaili Kadam, ward no. 06, P.S.- Mirganj, District- Purnea, Bihar
2. Lalan Kumar Sah S/O Gulab Chandra Sah R/O Vill.- Damaili Kadam, ward no. 06, P.S.- Mirganj, District- Purnea, Bihar

... ... Petitioner/s

Versus

The State Of Bihar Patna ... ... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr. Ram Prawesh Kumar, Adv.
For the Opposite Party/s : Mr.Ram Sumiran Rai

==========

CORAM: HONOURABLE MR. JUSTICE RAJ KUMAR

ORAL ORDER

7 21-08-2026 Heard the learned counsel for the petitioners and the learned counsel for the informant as also the learned Additional Public Prosecutor for the State.

2. The petitioners are seeking regular bail in connection with Mirganj P.S. Case No. 148 of 2025, registered for the offences punishable under Sections 117(1), 126(2), 117(2), 110, 324(4), 329(3), 329(4), 109 and 3(5) of the BNS.

3. As per the prosecution case, on 07.08.2025 at about 07:00 A.M., a dispute arose at the house of the informant regarding the flow of rainwater. It is alleged that petitioner no. 1 assaulted the informant with a lathi, while petitioner no. 2, along with two co-accused, caught hold of

WEB COPY

him. Thereafter, petitioner nos. 1 and 2 allegedly assaulted the informant on his head with bamboo lathis, causing three injuries on the left side of his head. The informant fell down and started bleeding, whereafter the accused persons allegedly fled away from the spot after damaging the thatched portion of the courtyard.

4. The learned counsel for the petitioners submits that the petitioners have falsely been implicated in the present case on account of a land dispute. It is further submitted that the petitioners were not arrested at the spot and nothing was recovered from their conscious possession. It is also submitted that there is case and counter-case between the parties. Learned counsel further submits that the petitioners have clean antecedents and have been in judicial custody since 10.02.2026. The petitioners undertake to cooperate with the trial.

5. On the other hand, learned Additional Public Prosecutor for the State and learned counsel for the informant have opposed the prayer for bail and submitted that there are specific allegations against the petitioners of assaulting the informant. It is further submitted that, as per

WEB COPY

the injury report available in the case diary, the nature of the injury has been found to be grievous.

6. From perusal of the supplementary affidavit filed on behalf of the petitioner, it appears that out of the six charge-sheeted witnesses, four witnesses have already been examined.

7. Taking into account the entire facts and circumstances of the case, it appears that the trial is at the verge of conclusion. Hence, this Court is not inclined to grant bail to the petitioner and thus, the application stands ***rejected***. Accordingly, the learned Trial Court is directed to take up the matter day-to-day basis and conclude the Sessions Trial within a period of two months. In the event, the trial is not concluded within the aforesaid period, the petitioner shall be at liberty to renew his prayer for bail.

8. With the aforesaid observations and directions, the present regular bail petition stands disposed of.

(Raj Kumar, J)

Nirmal/-

U		T	

WEB COPY