

IN THE COURT OF DISTT. & ADDITIONAL SESSIONS JUDGE-XXI, PATNA.

Anticipatory Bail Petition No. 5140/2025

Dilip Kumar Singh @ Dilip Prasad Singh

.....**Petitioner**

V/s

State of Bihar

(Sastri Nagar P.S. Case No. 237of 2025)

Petitioner's Advocate:- Shri Rausan Kumar (Advocate)

ORDER

- 18.03.2026** 1. Anticipatory bail petition filed on behalf of the petitioner namely, **Dilip Kumar Singh @ Dilip Prasad Singh** who is apprehending his arrest in connection with **Sastri Nagar P.S. Case No. 237of 2025** registered under Sections- 115(2), 126(2), 118(1), 352, 351(2), 3(5) of B.N.S. which is pending in the court of learned A.C.J.M IX, Patna has been moved by his learned counsel. Learned A.P.P. for the State appeared. LCR is available on the record.
2. The case of the prosecution, in short, is that informant gave written complaint to SHO Sastri Nagar, alleging therein that on 09.04.2025 at about 9:45 PM, the informant went to the restaurant of accused Dilip Prasad Singh to demand the outstanding amount of Rs. 50,000/- . The accused being under the influence of liquor, refused to pay the amount and used abusive language against the informant. Thereafter, accused, along with three unknown persons, physically assaulted the informant with fists and kicks, caused serious injuries on various parts of body. He also threatened to kill and throw the body of informant into Ganga. On the basis of these allegations the present F.I.R was registered against the accused-person.
3. Learned counsel for the petitioner has submitted that petitioner is innocent and has not committed any offence and falsely implicated in this case. Further submits that petitioner is not previously involved in any criminal cases. Further submits that informant is a labour contractor who supplies labours to various restaurants including the one in which the petitioner is owner. Further submits that informant has supplied labours one of them after consuming liquor misbehaved with the petitioner. Further submits that all the Sections are bailable except 118(1) of BNS. Further submits that the allegations regarding harassment and threats are vague, exaggerated, and unsupported

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by any evidence. Further submits that the petitioner has not moved anticipatory bail petition or regular bail petition either before this court or before the Hon'ble High Court, Patna. Further submits that petitioners are ready to furnish the bail bonds to the satisfaction of the court, hence prayed for anticipatory bail.

4. On the other hand, learned Addl. P.P. for the State strongly opposed the prayer for anticipatory bail.

5. Heard. Perused the record as well as LCR. From perusal it transpires that petitioner is not previously involved in any case. Injury opined by the doctor is simple in nature. From perusal of para 50 of case diary transpires that charge-sheet has been submitted hence, investigation is completed against the petitioner. Petitioner has joined the investigation and notice u/s 35 (3) of BNSS was served and bond was executed by the petitioner. Ld. Counsel of the petitioner submits that petitioner still has apprehension of arrest, hence, petition u/s 482 BNSS is maintainable at this stage also The Hon'ble Patna High Court case titled as **Md. Raja Vs. State of Bihar and Cr. Misc. no. 65700/2025 in Para 37 &38** held:-

Para-37 Therefore, a person reasonable apprehends of being arrested firstly when a notice is issued to him under Section 41A of the Cr.P.C and secondly after complying the terms of the notice, if the Police Officer forms an opinion that such person ought to be arrested or in a situation, such person fails to comply the terms of the notice or is unwilling to identify himself.

Para 38. In the above three situation, such person can seek relief of anticipatory bail under Section 438 of the Code of Criminal Procedure, 1873, corresponding of Section 482 of the BNSS.

6. In the light of above judgment judgment of the Hon'ble Patna High Court in the case of **Md. Raja Vs. State of Bihar, Cr. Misc. no. 65700/2025**, considering the above facts and circumstances of the case and discussions and clean past antecedents, petitioner namely, **Dilip Kumar Singh @ Dilip Prasad Singh** directed to be released on anticipatory bail in the event of his arrest or surrender within four weeks of this order on furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the

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18.03.2026 satisfaction of the court below subject to conditions laid down u/s-482(2) BNSS with further condition :-

- i) Petitioner shall not repeat any criminal offence in future.
- ii) Petitioner shall not induce, threat or promise to any of the witness acquainted with the facts and circumstances of the case,
- iii) Petitioner shall co-operate in the investigation and trial.
- iv) One of the bailor shall be family member of the petitioner.

It is however, clarified that nothing expression herein above shall tantamount to an expression of opinion of merits of the case.

(Dictated).

Sd/-

(Sunita Rani)

Dist.&Addl. S.J.-XXI,Patna

Date of Order	18.03.2026
Date of Reserving Order	NA
Uploading Date	23.03.2026
Uploaded by	Rahul/-