

IN THE HIGH COURT OF JHARKHAND, RANCHI
A.B.A. No. 1849 of 2026

1. Mathura Saw, aged about 48 years, son of Late Bandhan Saw

2. Hemant Kumar @ Hemant Saw, aged about 22 years, son of
Shri Mathura Saw

Both are residents of village – Khagradih, PO – Nayeetand, PS
– Jainagar, District - Koderma **.... Petitioners**

-- Versus --

The State of Jharkhand **.... Opposite Party**

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioners :- Mr. Ashim Kr. Sahani, Advocate

For the State :- Mr. Santosh Kr. Shukla, Advocate

02/28.04.2026 Heard learned counsel appearing for the petitioners as well
as the learned counsel appearing for the State.

2. The petitioners are apprehending their arrest in connection
with Jainagar P.S. Case No.174 of 2025 for the alleged offences
registered under Sections 126(2), 115(2), 117(2), 303(2) and 3(5)
of Bharatiya Nyaya Sanhita, 2023 pending in the Court of learned
S.D.J.M., Koderma.

3. Learned counsel appearing for the petitioners submits that
petitioner No.1 is own brother of the informant and petitioner No.2
is son of petitioner No.1. He further submits that both the brothers
are running a petrol pump in partnership and due to partnership
certain dispute is there and for altercation petitioner No.1 has
lodged the FIR being Jainagar P.S. Case No.176 of 2025. He then

submits that this is a counterblast case of the said case. He next submits that it has come that injury is simple in nature. He also submits that the petitioners have got no criminal antecedent as disclosed in paragraph No.21 of the petition.

4. Learned counsel appearing for the State opposed the prayer and submits that allegation of assault are there.

5. Considering that petitioner No.1 is own brother of the informant and petitioner No.2 is son of petitioner No.1 and petitioners have got no criminal antecedent as disclosed in paragraph No.21 of the petition and there are case and counter case and the altercation took place due to dispute in partnership business of petrol pump and in that view of the matter the petitioners are directed to surrender before the learned Court within two weeks and the learned Court shall release the petitioners on such terms and conditions or the sureties as the learned Court may deem fit and proper.

(Sanjay Kumar Dwivedi, J.)

Dated 28.04.2026
Sangam/