

IN THE HIGH COURT OF JHARKHAND, RANCHI
A.B.A. No. 5565 of 2025

1.Pankaj Sah @ Pankaj Kumar Sah, aged about 30 years
2.Chhota Babu Sah, aged about 27 years
Both are sons of Hiralal Sah, r/o Pathra, Chasgama, PO and PS
Borio, District Sahibganj Petitioners
-- Versus --
The State of Jharkhand Opposite Party

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioners :- Mr. Pratiyush Lala, Advocate
For the State :- Mr. Arup Kr Dey, Advocate

2/19.09.2025 Heard learned counsel for petitioner and learned counsel for State.

2. The petitioners are apprehending their arrest in connection with Borio P.S. Case No. 41 of 2025, registered under sections 126(2), 127(2), 115(2), 118(1), 109(1), 303(2), 352, 351(2), 3 (5) of the BNS, 2023, pending in the Court of learned Judicial Magistrate, Ist Class, Sahibganj.
3. Learned counsel for the petitioners submits that there is case and counter case between the parties. He submits that petitioners have lodged Borio P.S. Case No. 42 of 2025 on the same day. He submits that there is general and omnibus allegation against the petitioners and it is not clear that due to whose assault injured has received injury. On these grounds, he submits that the petitioners may kindly be provided privilege of anticipatory bail.
4. Learned counsel for the State opposes the prayer and submits that injury has been found grievous.
5. Considering that there is case and counter case between the parties and it is not clear that due to whose assault injured has received injury, I am inclined to grant anticipatory bail to the petitioners. Accordingly, the above named, petitioners are directed to surrender before the learned court within three weeks from today and in the event of their surrender/ arrest, the petitioners, above named, shall be released on bail, on furnishing bail bonds of Rs. 25,000/- (twenty five thousand) each with two sureties of the like amount each, to the satisfaction of learned Judicial Magistrate, Ist Class, Sahibganj, in connection with Borio P.S. Case No. 41 of 2025, subject to conditions as laid down under Section 482 (2) of B.N.S.S, 2023.

(Sanjay Kumar Dwivedi, J.)

Dated: 19th Sept., 2025
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