

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41675 of 2024

Arising Out of PS. Case No.-81 Year-2023 Thana- DHANAHAN District- West Champaran

Rajdev Yadav S/o- Late Baburam Yadav Village- Mushari Baira Bazar PS-
Dahanha Dist-West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Perna Anand, Advocate

For the Opposite Party/s : Mr. Sharda Kumari, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

3 13-12-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in connection with
Dhanaha P.S. Case No. 81 of 2023 dated 09.05.2023, instituted
for the offence punishable under Sections 341, 323, 324, 307,
379, 504, 506, 34 of the Indian Penal Code.

3. The prosecution case, in short, is that over a dispute
of barricading, scuffle took place between the informant and
accused persons. On alarm raised by the informant, his brothers
came to rescue him then they were assaulted by the accused
persons including the petitioner by means of lathi-danda. Vikash
Yadav assaulted Manoj Yadav by means of iron rod due to
which he sustained head injury. Balistar Yadav assaulted on the



left hand of Chandi Yadav causing injury on his palm.

4. Learned counsel for the petitioner submits that the petitioner is innocent and he has been falsely implicated in this case. It is further submitted that there is no specific allegation against the petitioner rather the specific allegation of assault is against Vikash Yadav and Balistar Yadav. It is next submitted that Balistar Yadav has been granted bail *vide* order dated 20.02.2024 passed by this court in Criminal Miscellaneous No. 9239 of 2024 and Vikash Yadav has been granted bail *vide* order dated 10.07.2024 passed by this court in Criminal Miscellaneous No. 47770 of 2024. Lastly, it has been submitted that petitioner has no criminal antecedents.

5. Learned A.P.P. has opposed the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest / surrender of the petitioner within a period of six weeks from today, in connection with Dhanaha P.S. Case No. 81 of 2023, he/they shall be released on anticipatory bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate, Bagaha, West Champaran, subject



to condition as laid down under Section 438(2) of the Cr.P.C.

(Khatim Reza, J)

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