

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11023 of 2025

Arising Out of PS. Case No.-69 Year-2024 Thana- KRITYANAND NAGAR District- Purnia

1. Haricharan Yadav Son of Late Sadhu Yadav Resident of Village -Sadhu tola Rikabganj PS- K. Nagar District -Purnea
2. Lalita Devi Wife of Haricharan Yadav Resident of Village -Sadhu tola Rikabganj PS- K. Nagar District -Purnea

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md Fazle Karim, Advocate
For the State : Mrs. Nirmala Kumari, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

3 12-05-2025 Heard Mr. Md. Fazle Karim, learned counsel for the petitioners and learned APP representing the State.

2. The petitioners are apprehending their arrest in connection with K. Nagar P.S. Case No. 69 of 2024 for the offence under Sections 147, 149, 341, 323, 324, 307, 379, 427 and 436 of the Indian Penal Code, lodged on 05.02.2024 by the informant, Pradeep Yadav.

3. As per the prosecution story, the informant alleged that the accused persons becoming aggressor, arrived and assaulted the informant with 'khanti' as the family members arrived, they too were assaulted. This led to the F.I.R.

4. Learned counsel for the petitioners submit that they are couple have also lodged F.I.R., it is a matter of case and counter case, the injuries are simple in nature, are neighbour and



without accepting the allegation or outcome of the petition the petitioner no.1 intends to pay Rs.5,000/- each to the injured persons towards treatment to Pradeep Yadav, Dilip Yadav and Santosh Kumar Yadav (totaling Rs.15,000/-) by Demand Draft issued by the local branch of the State Bank of India.

5. Learned APP opposes the prayer for bail submitting that allegation of assault is against the petitioners and the petitioner no.1 has criminal antecedent.

6. Taking into account the aforesaid facts, submissions put forward by the parties as also that the injuries have been found to be simple in nature, in that background, this Court is inclined to extend them the privilege of anticipatory bail subject to payment of Rs.5,000/- each to the injured persons towards treatment namely Pradeep Yadav, Dilip Yadav and Santosh Kumar Yadav (totaling Rs.15,000/-) by Demand Draft issued by the local branch of the State Bank of India and the receipt has to be submitted before the Trial Court.

7. Let the petitioner be released on bail in the event of arrest or surrender within a period of four weeks from the receipt of this order, on furnishing bail bond of Rs. 10,000/- (Ten thousand) each with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, Purnea, in



connection with K. Nagar P.S. Case No. 69 of 2024 subject to the conditions as laid down under Section 438(2) of the Cr.P.C., as also with the following conditions:-

(i) one of the bailor should be the family member/relative of the petitioner who shall provide official document to show his/her bona fide;

(ii) the petitioners shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of their bail bond by the Trial Court itself;

(iii) the petitioners shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(iv) the petitioners shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of bail bonds.

(Rajiv Roy, J)

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