

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11274 of 2025

Arising Out of PS. Case No.-339 Year-2024 Thana- SHAMBHUGANJ District- Banka

1. Munnulal Yadav @ Munendra Kumar Yadav S/O Vijendra Yadav Resident of village- Lekha, P.S- Shambhuganj, District - Banka.
2. Sagar Kumar @ Sagar Kumar Yadav S/O Vijendra Yadav Resident of village- Lekha, P.S- Shambhuganj, District - Banka.
3. Manish Kumar S/O Virendra Yadav Resident of village- Lekha, P.S- Shambhuganj, District - Banka.
4. Virendra Yadav S/O Late Panehu Yadav Resident of village- Lekha, P.S- Shambhuganj, District - Banka.
5. Purandeo Yadav @ Purna Yadav S/O Late Panchu Yadav Resident of village- Lekha, P.S- Shambhuganj, District - Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Subodh Kumar Jha, Adv. Mr. Pranav Kumar Jha, Adv. Mr. Chandra Mohan Jha, Adv.
For the Opposite Party/s	:	Mr. Anil Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

3 12-05-2025 Heard the parties.

2. The petitioners apprehend their arrest in connection with Shambhuganj P.S. Case No. 339 of 2024 for the offence registered under sections 126(2), 115(2), 118(1), 117(2), 109, 303(2), 352, 351(2), 3(5) of B.N.S. lodged on 02.12.2024 by the informant, Surti Devi.

3. As per the prosecution story, the informant alleged that in the morning, the accused persons came armed variously and started indiscriminate assault against her husband as also



the son while they were planting onion seed in their field. They used *lathi* and *khanti* to assault son and husband. This led to the FIR.

4. Learned counsel for the petitioners submit that there is delayed FIR without any explanation and all the persons have been rounded of in the process. A complaint has also been filed by the other side. He submits that though one of the injury is simple, the other is grievous.

5. Learned APP on the other hand has taken this Court to the injury report to show that there is fracture of tibia so far as Sikendra Yadav is concerned, the assault has also been shown against Kishor Yadav, his son.

6. Considering the submissions as also the allegation, the petitioners indiscriminately assaulted the son and husband of the lady while they were planting onion seed in the field, the injury clearly shows the indiscriminate assault, in that background, relief cannot be extended.

7. The anticipatory bail application stands rejected.

(Rajiv Roy, J)

Vijay Singh/-

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