

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28486 of 2025

Arising Out of PS. Case No.-255 Year-2023 Thana- NARPATGANJ District- Araria

1. Indardeo Parsaila @ Yadav @ Indradeo Yadav S/o Late Soti Parsaila R/o Village- Khabdah, Ward No. 10, P.S.- Narpatganj, District- Araria
2. Pawan Kumar Parsaila @ Yadav @ Pawan Kumar Yadav S/o Indardeo Parsaila @ Yadav @ Indradeo Yadav R/o Village- Khabdah, Ward No. 10, P.S.- Narpatganj, District- Araria
3. Anita Devi W/o Indardeo Parsaila @ Yadav @ Indradeo Yadav R/o Village- Khabdah, Ward No. 10, P.S.- Narpatganj, District- Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kundan Kumar Singh
For the Opposite Party/s : Mr.Arun Kumar Singh

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 07-05-2025 1. Heard learned counsel for the petitioners and
learned A.P.P. for the State.

2. The petitioners apprehend their arrest in a case
registered for the offences punishable under Sections 341, 323,
324, 307, 379, 504, 506 and 34 of the IPC.

3. Learned counsel for the petitioners submits that the
petitioners have antecedent of one case and petitioner No. 3 is a
woman. It is next submitted that from perusal of the allegation
as alleged in the FIR, it would manifest that the informant
alleges that on account of dispute relating to land, Indardeo
assaulted the informant by *farsa* causing injury on head, while



Pawan assaulted him by sword causing injury on right leg, while Srinand, Mahesh and Bhuvneshwar strangulated him by a towel, while Anita assaulted by rod from behind and Mahesh snatched Rs. 17,000/- from his pocket.

4. Learned counsel for the petitioners submits that petitioners have been falsely implicated in the instant case. It is next submitted that police after threadbare investigation came to a considered conclusion that petitioners are innocent and thus submitted final form in their favour on 1-10-2023 exonerating the petitioners of the allegations, but then the learned trial court differed with the final form and took cognizance by an order dated 4-12-2024, thus petitioners apprehend their arrest. Learned counsel also submits that once an investigating agency after threadbare investigation came to a considered conclusion that petitioners are innocent, whether it would be prudent for the court to send the petitioners to jail based on an order of cognizance which came to be taken based on the same police report which exonerated the petitioners of the allegation.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners.

6. Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the



event of their arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Narpatganj P.S. Case No. 255 of 2023, subject to the conditions as laid down under Section 482 (2) of the BNSS.

(Satyavrat Verma, J)

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