

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28494 of 2025

Arising Out of PS. Case No.-293 Year-2024 Thana- BARAHAT District- Banka

1. Rupesh Yadav @ Jhupar Yadav S/o- Shashi Yadav Resident Of Village- Makhanpur, Ps- Barahat, Dist- Banka
2. Chotu Yadav @ Chotu Kumar S/o- Shashi Yadav Resident Of Village- Makhanpur, Ps- Barahat, Dist- Banka
3. Santu Yadav S/o- Late Naresh Yadav Resident Of Village-Makhanpur, Ps- Barahat, Dist- Banka

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Nishant Kumar- Advocate Mr. Shashank Shekhar- Advocate Mr. Praveen Kumar- Advocate
For the State	:	Mr. Anil Kumar Singh No. 1- A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

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

2. The petitioners seek bail in anticipation of their arrest in a case registered for the offences punishable under Sections 126(2), 115(2), 109(1), 74, 308(3), 352, 351(2) and 3(5) of B.N.S.

3. The learned counsel for the petitioners submits that the petitioners are persons with clean antecedent and the informant alleges that on account of dispute relating to land, the occurrence is alleged to have taken place, but then, it is submitted that from perusal of allegation as alleged in the FIR, it would manifest that specific allegation of assault is against Karan and Tinkal Kumar while allegation against Rupesh Yadav @ Jhupar Yadav (petitioner



no.1) is of taking extortion money of Rs.50,000/- from the informant's husband and also demanded Rs.50,000/- from the informant. It is further submitted that no specific allegation of assault is alleged against the petitioner and the allegation of demanding extortion against petitioner no.1 is ornamental.

4. Learned A.P.P. opposes the anticipatory bail application.

5. Considering the submissions made by the learned counsel for the petitioners and also taking into consideration that petitioners are persons with clean antecedent, the petitioners, above-named, in the event of their arrest or surrender before the learned Court below within a period of six weeks, are directed to be released on bail on their furnishing bail-bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Banka in connection with Barahat P. S. Case No.293 of 2024, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

6. The application stands allowed.

(Satyavrat Verma, J)

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