

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42126 of 2025

Arising Out of PS. Case No.-41 Year-2025 Thana- KHIJARSARAI District- Gaya

Surendra Yadav S/o Shiv Yadav R/o Village- Bakthar, P.S.- Khizarsarai
(inadvertently written as Khizarsarari in impugned order), District- Gaya

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Durgesh Nandan

For the Opposite Party/s : Mr.Suman Kumari Singh

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 27-08-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Khizarsarai P.S. Case No. 41 of 2025 dated 24.02.2025 registered for the offences punishable under Sections 191(2), 126(2), 115(2), 352, 125(a), 109(1) of B.N.S., 2023.

3. As per the prosecution case, the petitioner and the co-accused persons are alleged to have surrounded the informant and started abusing, on protest, all the accused persons assaulted him with fists, slaps, lathi and bricks due to which he sustained injury and when his father came to save him he was also assaulted by the accused persons due to which he



also sustained injury and blood started oozing from his head and nose.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. There is general and omnibus allegation against the petitioner. It is further submitted that there is no specific allegation against the petitioner. As per injury report, the injury sustained by the informant (Rakesh Kumar) is simple in nature whereas the injury received by his father is stated to be grievous in nature. The petitioner has no concern with the alleged occurrence. The petitioner has four criminal antecedents as stated in para 3 of the bail petition. The petitioner is in custody since 30.03.2025.

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

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Gaya in connection with Khizarsarai P.S. Case No. 41 of 2025, with following condition:-



(i) The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bonds of the petitioner are liable to be cancelled.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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