

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43429 of 2025

Arising Out of PS. Case No.-298 Year-2020 Thana- PALIGANJ District- Patna

1. Judge Yadav Son of Uma Yadav
 2. Nitish Kumar Son of Bhim Yadav
 3. Pappu Kumar Son of Bhim Yadav
- All are Resident of Village - Rampur Nagwan, Police Station - Paliganj,
District - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Birendra Kumar, Advocate

For the Opposite Party/s : Mr.Arun Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 31-07-2025 Heard Mr.Birendra Kumar, learned counsel for

the petitioners and Mr.Arun Kumar Pandey, learned

Additional Public Prosecutor for the State.

2. The petitioners are apprehending their arrest in
connection with Paliganj P.S.Case No.298 of 2020, FIR
dated 13.09.2020 registered for the offences punishable
under Sections 341,323,504,354,307,34 of IPC.

3. Allegation against the petitioners is that they
alongwith other co-accused persons, in drunken condition,
assaulted by lathi and rod to the informant, his mother and
brother.



4. Learned counsel for the petitioners submits that the petitioners have clean antecedent. The allegation as alleged in the FIR is false and fabricated and there is case and counter case. From a bare perusal of the FIR it appears that there is specific allegation against co-accused person, namely, Nirbhay Yadav that he has beaten the brother and mother of the informant by means of lathi and iron rod.

5. Learned A.P.P. for the State, on other other hand, has vehemently opposed the prayer for anticipatory bail of the petitioners and submits that from a bare perusal of the FIR it appears that the petitioners are named in the FIR, apart from that, the FIR has been instituted in the year 2020 and petitioners have approached before the learned court below in the year 2021 and the same was rejected vide order dated 31.07.2021 but thereafter the petitioners have not approached anywhere which suggests that the petitioners have no apprehension of their arrest and apart from that, they have not moved in time before the appropriate forum.

6. Considering the aforesaid facts, I am not inclined to grant the privilege of anticipatory bail to the



petitioners in connection with Paliganj P.S.Case No.298 of 2020 pending in the court of learned C.J.M., Danapur, Patna.

7. Prayer is refused.

(Rajesh Kumar Verma, J)

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