

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49049 of 2025

Arising Out of PS. Case No.-372 Year-2024 Thana- CHAUTHAM District- Khagaria

1. Rajiv Yadav @ Rajendra Yadav S/O Bam Bholi Yadav R/O Village- Sahorwa, P.S- Choutham, Distt.- Khagaria.
2. Gujo Yadav @ Gajendra Yadav S/O Anandi Yadav R/O Village- Sahorwa, P.S- Choutham, Distt.- Khagaria.
3. Santosh Yadav @ Santosh Kumar S/O Laxmi Yadav R/O Village- Sahorwa, P.S- Choutham, Distt.- Khagaria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioners : Mr. Viveka Nandsingh, Advocate
For the State : Mr. Ajit Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 20-11-2025 Heard learned counsel appearing on behalf of the petitioners and learned APP appearing on behalf of the State.

2. The petitioners apprehend their arrest in a case registered for the offence punishable under Sections 126(2), 115(2), 109, 329(3), 324(4), 324(5), 352, 351(2) and 351(3) of the B.N.S. and Section 27 of the Arms Act.

3. As per prosecution case, it is alleged that all the F.I.R. named accused persons, including these petitioners, armed with riffle, came to the land of informant and started abusing. It is further alleged that the accused persons also fired 15 rounds but somehow the informant escaped.



4. It is submitted by learned counsel appearing on behalf of the petitioners that petitioners are quite innocent and have committed no offence. On account of land dispute, petitioners have falsely been implicated in this case. Allegations are general and omnibus and no specific accusation of overt act has been alleged against these petitioners. Though, as per F.I.R., there is allegation of firing but no one has sustained any fire arm injuries.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of anticipatory bail to the petitioners.

6. Considering the facts and circumstances of the case, general and omnibus nature of accusation and the fact that no one has sustained any fire arm injury, the prayer for grant of anticipatory bail to the petitioners is allowed.

7. Accordingly, in the event of arrest/surrender within a period of eight weeks from today, let the above named petitioners be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st Class, Khagaria in connection with Chautham P.S. Case No. 372 of 2024, subject to condition as laid down under Section 482(2)



of the B.N.S.S..

(Prabhat Kumar Singh, J)

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