

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55209 of 2025

Arising Out of PS. Case No.-390 Year-2024 Thana- PARAIYA District- Gaya

=====

Pankaj Yadav S/o- Jogindra Yadav @ Yogendra Yadav Resident of Village-
Bagahi Tola Bankepur PS- Paraiya, Dist- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Ajit Ranjan Kumar, Adv.

For the Opposite Party/s : Mr.Jitendra Kumar Singh, APP

=====

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

4 10-10-2025 Heard learned counsel for the petitioner and learned
APP for the State. Perused the case diary.

2. The petitioner seeks bail in connection with Paraiya
P.S. Case No. 390 of 2024 instituted for the offences under
Sections 126(2), 115(2), 109, 117(2), 352 and 351(2), 3(5) of the
Bhartiya Nyaya Sanhita, 2023.

3. As per prosecution case, all the accused persons
named in the F.I.R. entered into the Informant's house and
started beating the Informant and his family members with stick
in which several persons of the informant's side sustained
injuries. It is alleged that the injured Feku Yadav died in course
of his treatment.

4. Learned counsel for the petitioner submits that the



petitioner is innocent and has committed no offence as alleged against him and has falsely been implicated in the present case due to village politics. The petitioner has not committed any offence as alleged in the F.I.R. There is no specific or direct allegation of any overt act against the petitioner rather the same is general and omnibus in nature. Both the parties are co-villages and next door neighbour. The petitioner has got one criminal antecedent in which he is on bail and are languishing in judicial custody since 02.04.2025 without any rhymes or reason. He further submits that the co-accused Kaushmi Devi and Samod Yadav have already been granted bail by this Court vide order dated 24.06.2025 passed by this Court in Cr. Misc. No. 18136 of 2025. Co-accused Jogindra Yadav has also been granted bail by this Court vide order dated 14.07.2025 passed in Cr. Misc. No. 38827 of 2025.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioners, stating that the offence alleged against the petitioner is serious in nature. The postmortem report supports the prosecution case. All the witnesses in their statements supported the case of the prosecution. The Investigating Officer, after completion of investigation, has submitted charge-sheet under



Sections 126(2), 115(2), 109, 117(2), 103(1), 74, 351(2)(3), 352, 3(5) of the Bhartiya Nyaya Sanhita, 2023. The petitioner bears one criminal antecedent each and, hence, he does not deserve bail.

6. Having heard rival contention of both the parties and considering the entire facts and circumstances of the case as also the period of custody of the petitioner, let the petitioner, abovenamed, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Paraiya P.S. Case No. 390 of 2024.

(Rudra Prakash Mishra, J)

rishi/-

U		T	
---	--	---	--

