

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60321 of 2025

Arising Out of PS. Case No.-9 Year-2025 Thana- CHOUTARWA District- West Champaran

Saheb Yadav S/O Ramchandra Yadav R/O Chandarpur, Bhidari, P.S.-
Chautarwa, District- West Champaran Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bimlesh Kumar Pandey

For the Opposite Party/s : Mr.Md. Aslam Ansari

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 29-08-2025 Heard learned counsel for the petitioner as well as the
learned APP for the State.

2. The petitioner apprehends his arrest in connection with
Chautarwa P.S. Case No. 09 of 2025, registered for the offences
punishable under Sections 103, 3(5) of the BNS.

3. According to the informant, he sent his son to the
hostel/school run by the petitioner. On 09.01.2025, the informant's
wife received a call that their son had sustained injury, while he was
playing football. Thereafter, the informant's son was taken to Sub-
Divisional Hospital, Bagaha, where the doctor declared him dead.

4. Learned counsel for the petitioner has submitted that
the petitioner is the Director of the school and has no *mens rea* or
motive to commit the alleged offence. As a matter of fact, the boy
was playing football and in that course, he came into contact with the
tractor, which was being used for offloading soil in the campus and
he was badly injured. The petitioner and his brother, Aatma Yadav,



immediately brought the child to the hospital, but unluckily he could not be saved. It has further been submitted that the chargesheet has been submitted under Section 106(1) of the BNS for causing death by rash and negligent act.

5. There is no motive for the petitioner to commit the murder of the deceased.

6. On the other hand, learned APP for the State has opposed the prayer for bail.

7 Considering the above-mentioned facts and circumstances, let the petitioner, in the event of his arrest or surrender within four weeks before the learned court below, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned ACJM-Ist, Bagaha, West Champaran in connection with Chautarwa P.S. Case No. 09 of 2025, subject to the conditions as laid down under Section 438(2) of the CrPC/482(2) of the BNSS, 2023.

(Nawneet Kumar Pandey, J)

Nirmal/-

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

