

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67095 of 2025

Arising Out of PS. Case No.-372 Year-2025 Thana- MADHEPURA District- Madhepura

1. Jay Narayan Yadav, S/o late Nunu Prasad Yadav, R/o vill - Bhelwa, Tola Gadhia, Ward No. 8, P.S.- Madhepura, Distt.- Madhepura
2. Jay Prakash Yadav, S/o Jay Narayan Yadav, R/o vill - Bhelwa, Tola Gadhia, Ward No. 8, P.S.- Madhepura, Distt.- Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Uday Chand Prasad, Advocate. Mr. Manoj Kumarr, Advocate. Ms. Pooja Prasad, Advocate.
For the State	:	Mr. Arun Kumar, APP

CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

2 17-09-2025 Heard learned counsel for the petitioners and learned
APP for the State.

2. The present petition has been filed on behalf of the petitioners, apprehending their arrest, in connection with Madhepura P.S. Case No. 372 of 2025 dated 21.03.2025 registered for the offences punishable under Sections 115(2), 126(2), 109, 303(2), 3(5) of B.N.S. and Section 27 of the Arms Act.

3. As per allegation, the petitioner and other co-caused persons were doing construction work on the land belonging to the informant and on protest, they assaulted the informant and his family members.



4. Learned counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated in this case. He further submits that as a matter of fact, both sides are agnates and on account of rival claim to the land in question, altercation took place having injuries on both sides and filing of case and counter case. The counter case filed by the petitioners side is Madhepura P.S. Case No. 373 of 2025.

5. It is also stated in paragraph No. 2 of the bail petition that the petitioners have not moved this Court earlier either for anticipatory bail or regular one in the instant case.

6. It has further been stated in paragraph No.3 of the bail petition that the petitioners have been made accused in another case in which they are on bail.

7. Learned APP for the State vehemently opposes the prayer of the Petitioner for bail.

8. Considering the aforesaid facts and circumstances, **this petition is allowed**, directing the petitioners above-named, to be enlarged on bail, in the event of their arrest or surrender before the court below within a period of eight weeks from the date of receipt / production of a copy of this order, on their furnishing bail bonds in the sum of Rs.10,000 /- (Ten Thousand) each with two sureties of the like amount each to the satisfaction



of learned concerned court below, in connection with Madhepura P.S. Case No. 372 of 2025, subject to the conditions as laid down under Section 482 (2) B.N.S.S., 2023 and on the following conditions:

(i) In case, it is brought to the notice of the court below that the petitioners have any criminal antecedents other than disclosed one, learned court below shall cancel the bail bonds of the petitioners after hearing them and getting satisfied that the petitioners have concealed their criminal antecedents despite their knowledge of the same.

(ii) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong, learned court below shall cancel the bail bonds of the petitioners.

(Jitendra Kumar, J)

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