

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80926 of 2025

Arising Out of PS. Case No.-150 Year-2025 Thana- YADOPUR District- Gopalganj

Vyas Chaurasia @ Vyas Prasad Chaurasia Son of Dwarika Chaurasia Resident
of village - Olipur, P.S.- Yadopur, District - Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sachina

For the Opposite Party/s : Mr. Mritunjay Kumar Nirala, APP

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

2 04-12-2025 Heard the parties.

2. The petitioner apprehends his arrest in connection with Yadopur P.S. Case No. 150 of 2025, registered for the offences punishable under Sections 126(2), 115, 118(1), 109, 352, 303(2), 3(5) of the BNS.

3. In the evening of the fateful day, on account of falling of rain water over the roof of the petitioner, all the accused persons entered into the house of the informant and started abusing. On protest being made, it is specifically alleged that this petitioner assaulted the informant by means of *lathi*; when the brother of the informant came to his rescue, he was also assaulted over his head due to which both have sustained serious injuries. There is further allegation against other accused persons of causing assault and snatching valuables.



4. Learned Advocate for the petitioner submitted that in fact the informant and others were aggressors, who entered into the house of the petitioner on account of a trifle and brutally assaulted him due to which he sustained grievous injury, which led to lodging of Yadopur P.S. Case No. 149 of 2025, registered against the informant and others. To support the aforesaid contention, the injury report as well as the photo copy of the FIR have been placed on record. So far the injury which is allegedly sustained to the informant of the present case is concerned, the same is found to be simple in nature. The petitioner bears fair antecedent.

5. On the other hand, learned Advocate for the State vehemently opposed the bail application and submitted that the petitioner has actively participated in the crime.

6. Regard being had to be submissions made on behalf of the parties and considering the factum of case and counter case, coupled with the simple nature of injury, besides the fact that in the said incidence, the petitioner has sustained grievous injury, let the petitioner abovenamed be released on bail, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, upon furnishing bail bonds of Rs.10,000/-



(ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate-X, Gopalganj in connection with Yadopur P.S. Case No. 150 of 2025, subject to the conditions laid down in Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita, 2023, with the further condition that one of the bailors shall be the own/close family members of the petitioner.

(Harish Kumar, J)

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