

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79887 of 2025

Arising Out of PS. Case No.-4 Year-2025 Thana- SHERGHATI District- Gaya

Sandeep Yadav S/O Late Jatu Yadav R/O Mohalla- Ramna, PS- Sherghati,
Dist- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vijay Kumar, Advocate

For the Opposite Party/s : Mr. Jharkhandi Upadhyay, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 08-12-2025 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 126(2),
115(2), 109, 74, 352 and 3(5) of the BNS.

3. Learned counsel for the petitioner submits that
petitioner has antecedent of one case and the informant alleges
that petitioner assaulted Sanoj Kumar by Badhari causing injury
on his head.

4. Learned counsel for the petitioner submits that
petitioner has been falsely implicated in the instant case by the
informant. It is further submitted that petitioner and the
informant are neighbours and are having dispute relating to
passage, as such, an altercation had taken place in which both
sides assaulted each other. It is next submitted that from the side



of the petitioner, Sherghati P.S. Case No. 06 of 2025 was instituted against the informant and her side.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner and submits that there is a specific allegation against this petitioner of assaulting Sanoj Kumar by Badhari causing injury on his head on which learned counsel appearing on behalf of the petitioner submits that from perusal of the order impugned, it would manifest that the same records that prosecution did not produce any injury report on record but the discharge slip of the injured was produced.

6. After hearing the learned counsel for the parties, let the petitioner above-named, in the event of his arrest or surrender before the learned trial court within a period of six weeks from today, be released on provisional anticipatory bail on furnishing bail bonds of Rs.25,000/- (Rupees Twenty-five Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/Successor Court in connection with Sherghati P.S. Case No. 04 of 2025, subject to the conditions as laid down under Section 482(2) of the BNSS.

7. However, the learned trial court shall call for the injury report of Sanoj Kumar and if it is found that Sanoj Kumar



suffered grievous injury on his head in that event the provisional anticipatory bail shall not be confirmed but if it is found that Sanoj Kumar suffered simple injury on head in that event the provisional anticipatory bail shall be confirmed forthwith.

(Satyavrat Verma, J)

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