

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1702 of 2026

Arising Out of PS. Case No.-146 Year-2025 Thana- SHEIKHOPUR SARAI District-
Sheikhpura

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1. Dhananjay Yadav S/o Late Kameshwar Yadav R/o Village - Mahanandpur,
P.S - Sheikhopur Sarai, District - Sheikhpura
 2. Ashok Yadav S/o Ramchandra Yadav R/o Village - Mahanandpur, P.S -
Sheikhopur Sarai, District - Sheikhpura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mrs. Kumari Anupam, Advocate

For the Opposite Party/s : Mr .Sharda Kumari, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 19-01-2026 Heard Mrs. Kumari Anupam, learned counsel for
the petitioners as well as Mr .Sharda Kumari, learned Additional
Public Prosecutor for the State.

2. Petitioners seeks bail who is in custody since
04.11.2025 in connection with Shekhopur Sarai P.S. Case No.
146 of 2025, F.I.R. dated 03.11.2025 for the offences punishable
under Sections 126(2), 115(2), 118(1), 109(1), 303(1), 132, 221,
262, 263, 121(2), 3(5) of the Bharatiya Nyay Sanhita, 2023 &
27 of Arms Act.

3. According to prosecution case, the informant
alleged that the petitioners along with other co-accused persons
assaulted him and other police officials causing injuries to them



while they were discharging official duties.

4. Learned counsel for the petitioners submits that petitioners have clean antecedent and they falsely been implicated in the present case. The allegation levelled against the petitioners is false and fabricated. From bare perusal of the FIR it appears that FIR is in two parts, in first part the police personnel arrested four persons and petitioners were not among four of them and in the second part, there is general and omnibus allegation against all the accused persons including the petitioners and petitioners have been made accused merely on the basis that they are resident of the same area and the petitioners are in custody since 04.11.2025.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner.

6. Considering the aforesaid facts and circumstances, petitioners have clean antecedent and there is no specific allegation of assault or overt against the petitioners, let the petitioners, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Sheikhpura in connection with Shekhopur Sarai P.S. Case No. 146 of 2025, subject to the following conditions:-



i. Petitioners shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on their absence on two consecutive dates without sufficient reason, their bail bond shall be cancelled by the Court below.

ii. If the petitioners tamper with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioners and in case at any stage it is found that the petitioners have concealed their criminal antecedents, the court below shall take step for cancellation of bail bond of the petitioners. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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