

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8164 of 2026

Arising Out of PS. Case No.-262 Year-2025 Thana- KALYANPUR District- East Champaran

1. Chansi Yadav @ Chansi Pd. Yadav @ Chatsi Pd. Yadav, S/o Late Gendri Rai @ Gendi Yadav
2. Murari Yadav @ Murari Kumar, S/o Chansi Yadav @ Chansi Pd. Yadav @ Chatsi Pd. Yadav
3. Manohar Kumar, S/o Chansi Yadav @ Chansi Pd. Yadav @ Chatsi Pd. Yadav
4. Vishwanath Rai @ Vishwanath, S/o Late Binda Rai
5. Ranjan Kumar, S/o Paspal Yadav
6. Bunnilal Yadav @ Buni Lal, S/o Paspal Yadav
7. Surendra Rai, S/o Late Binda Rai
8. Paspal Rai, S/o Late Bhuli Rai
9. Sanju Devi, W/o Chandeshwar Yadav,
All are Resident of Village - Siswa Basant, P.S. - Kalyanpur, District - East Champaran

... .. Petitioner/s

Versus

1. The State of Bihar
2. Sone Lal Rai S/o Amerika Rai Resident of Village - Siswa Basant, P.S. - Kalyanpur, District - East Champaran

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Madhurendra Kumar, Advocate
For the Opposite Party/s : Mr. Abhay Kumar Roy, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

4 05-05-2026 Heard Mr. Madhurendra Kumar, learned counsel appearing on behalf of the petitioners and Mr. Abhay Kumar Roy, learned APP for the State.

2. The petitioners seek pre-arrest bail in connection with Kalyanpur P.S. Case No. 262 of 2025, registered for the offence punishable under Sections 127(2), 115(1), 117(2), 118(2), 303(2), 351(2), 352 and 3(5) of the B.N.S. and Section



12 of the POCSO Act.

3. As per the allegation made in the FIR, petitioners along with other co-accused armed with rod and other weapons, with an intention to kill, had assaulted the informant and his family members causing injury.

4. Learned counsel appearing on behalf of the petitioners submitted that petitioners are innocent and they have falsely been implicated in the present case. General and omnibus allegation has been levelled against the petitioners. Both the parties, who are agnates, were involved in dispute with respect to a piece of land, due to which, an altercation took place and both the sides entered into free fight and in the self-defence, petitioners may have caused some injury to the persons of the informant, without intention. Injuries sustained by the informant side are found to be simple in nature except the injury sustained by the informant on his right hand, which is grievous in nature, however, the same is not on the vital part of the body. There is case and counter case between the parties. Petitioners have clean antecedent. On these grounds, petitioners seek to be released on pre-arrest bail.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.



6. Considering the rival submissions made on behalf of the parties, as well as, the fact that general and omnibus allegation has been levelled against the petitioners. Both the parties, who are agnates, were involved in dispute with respect to a piece of land, due to which, an altercation took place and both the sides entered into free fight and in the self-defence, petitioners may have caused some injury to the persons of the informant, without intention. There is case and counter case between the parties. Petitioners have clean antecedent. I am of the opinion that petitioners have, *prima facie*, made out a case to be released on pre-arrest bail.

7. The petitioners, above named, are directed to be released on pre-arrest bail, in the event of their arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of learned 7th District and Additional Sessions Judge - cum - Special Judge, POCSO, East Champaran, Motihari, Bihar/ court concerned, in connection with Kalyanpur P.S. Case No. 262 of 2025, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

8. The learned District Court is directed to verify



the criminal antecedent of the petitioners as stated in paragraph no. 3 of the bail application. If any other case is pending against the petitioners as what has been stated in paragraph no. 3, this order will lose its force automatically.

(Purnendu Singh, J)

Niraj/-

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

