

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10172 of 2026

Arising Out of PS. Case No.-349 Year-2025 Thana- KHAIRA District- Jamui

Antu Yadav S/o Late Baiju Yadav R/o vill - Kewal Fariyata, P.S.- Khaira,
Distt.- Jamui

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Brajesh Sahay, Advocate Ms. Madhvi Kumari, Advocate Ms. Aadya Dipti, Advocate
For the Opposite Party/s :		Mr. Kumar Veerendra Narayan, APP

CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY
ORAL ORDER

2 25-02-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in anticipation of his arrest in connection with Khaira P.S. Case No. 349 of 2025 instituted for the offences punishable under Sections 126(2), 115(2), 109(1), 351(2), 352 and 3(5) of the Bharatiya Nyaya Sanhita.

3. The prosecution case is to the effect that the petitioner and others had assaulted the informant. It is specifically alleged that co-accused Narendra Yadav armed with sword had hit the informant on her head while the petitioner armed with axe had hit on her left finger.

4. Learned counsel for the petitioner submits that the petitioner has falsely been implicated and no such occurrence,



as alleged, has occurred. It has been submitted that only to implicate the petitioner, who happens to be an old man and own brother of the father of the informant, and to settle personal score, he has also been implicated. It has further been submitted that the injuries admittedly was sustained on the left finger which is not on vital part of the body and moreover co-accused Narendra Yadav, who is said to have assaulted on the head, has been granted bail by a coordinate Bench of this Court vide order dated 15.01.2026 passed in Cr. Misc. No. 88746 of 2025. Lastly, it has been submitted that the petitioner has clean antecedent.

5. Learned APP appearing on behalf of the State has vehemently opposed the prayer for anticipatory bail.

6. Considering the facts aforesaid, the petitioner is directed to 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, on his furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Jamui in connection with Khaira P.S. Case No. 349 of 2025, subject to the conditions as laid down under Section 482 of the BNSS and subject to the following conditions:-

(i) One of the bailors will be a



close relative of the petitioner and the other shall be a local resident:

(ii) the petitioner will remain present on each and every date fixed by the Court below, if so required by the learned Trial Court;

(iii) in case of absence on two consecutive dates or in violation of the terms of the bail, the bail bonds of the petitioner will liable to be cancelled by the Court concerned;

(iv) the Court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bonds of the petitioner. However, the acceptance of bail bonds in terms of the above mentioned order shall not be delayed for purpose of the same on in the name of verification.

7. It is made clear that the observations, if any, made in this order, shall be of no bearing during the trial.

(Sourendra Pandey, J)

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