

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11229 of 2026**

Arising Out of PS. Case No.-152 Year-2025 Thana- ROSHANGANJ District- Gaya

Sita Ram Yadav Son of Late Ganga Yadav Resident of Village- Fatehpur, P.S.-
Roshanganj, District- Gayaji

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Javed Jafar Khan, Advocate

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

**CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER**

4 02-04-2026 Heard Mr.Md. Javed Jafar Khan, learned counsel for
the petitioner, learned counsel for the informant and Mr.Anil
Kumar, learned Additional Public Prosecutor for the State.

2. The petitioner seeks bail, who is in custody since
26.11.2025 in connection with Roshanganj P.S. Case No. 152 of
2025, F.I.R. dated 24.11.2025 registered for the offence
punishable under Sections 191, 126(2), 115, 118(1), 117, 109,
61(2), 352 of BNS,2023.

3. Allegation against the petitioner is that he
alongwith other co-accused persons armed with deadly weapons
brutally assaulted the informant's husband due to which he
received grievous injury.

4. Learned counsel appearing for the petitioner
submits that the petitioner has clean antecedent. The allegation



as alleged in the FIR is false and fabricated and the petitioner has not committed any offence as alleged in the FIR. Both the parties are agnates to each other. Further submits that from a bare perusal of the FIR it appears that due to spur of moment the present occurrence had taken place and there was no intention to kill anyone. Although there is specific allegation against the petitioner is that he has assaulted to injured person and injured person has received the injury which is grievous in nature and the police, after investigation, submitted chargesheet against the petitioner and the petitioner is in custody since 26.11.2025.

5. Learned counsel for the informant and learned A.P.P. for the State have vehemently opposed the prayer for bail of the petitioner and submits that there is direct and specific allegation of assault attributed against the petitioner.

6. Considering the aforesaid facts, let the petitioner, 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 learned Judicial Magistrate 1st Class, Sherghati, Gaya in connection with Roshanganj P.S. Case No. 152 of 2025, with the following conditions:-

(I) Petitioner 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 his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(II) If the petitioner tampers 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 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 bond of the petitioner. 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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