

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14300 of 2026

Arising Out of PS. Case No.-82 Year-2025 Thana- TELMAR District- Nalanda

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1. Ram Kishor Yadav Son of Arjun Yadav Resident of Village- Naya Khandha, P.S.- Telmar in the district of Nalanda
 2. Futani Yadav @ Vijay Yadav Son of Arjun Yadav Resident of Village- Naya Khandha, P.S.- Telmar in the district of Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sunil Kumar, Adv.

For the Opposite Party/s : Mr.Rajendra Singh, APP

CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR
ORAL ORDER

2 26-02-2026 Heard Mr. Sunil Kumar, learned counsel for the petitioners, learned counsel for the informant and the learned APP for the State.

2. At this stage, after some arguments, learned counsel for the petitioners submits that considering the nature of injury caused by petitioner no. 2, Futani Yadav @ Vijay Yadav, he seeks permission to withdraw the application of anticipatory bail with a liberty to surrender before the learned trial court and take appropriate steps.

3. Permission is granted.

4. Accordingly, the application for anticipatory bail of petitioner no. 2, Futani Yadav @ Vijay Yadav stands dismissed



as withdrawn with a liberty to surrender before the court below and take appropriate steps for regular bail.

5. The court concerned is expected to consider the prayer for regular bail of the petitioner no. 2 on the same day, if possible.

6. Now, this application for grant of anticipatory is being considered only with regard to petitioner no.1, who is apprehending his arrest in connection with Telmar PS Case No. 82 of 2025 dated 18.11.2025, disclosing the offence under Section 126(2), 115(2), 117(2), 109(1), 74, 329, 329(4), 352, 351(3) and 3(5) of the BNS, lodged by the informant, Sinku Devi.

7. As per the prosecution case, the informant alleged that her daughter and her father-in-law were assaulted by these petitioners by means of *lathi*. Her father-in-law was assaulted on his head by petitioner no.2 which caused severe injury. This led to the present FIR.

8. Learned counsel for the petitioners submits that there is no any specific allegations against petitioner no.1 and there is case and counter case between the parties. The petitioner's side has also lodged an FIR bearing Telmar PS Case No. 83 of 2025 instituted by Kanti Devi, who is wife of petitioner no.1 against the side of the informant. The injuries



which are said to have been sustained by the informant is found to be simple in nature. The injury report of the informant is available at Annexure-3 of the present petition.

5. On the other hand, learned counsel representing the informant and learned APP vehemently opposed the prayer for anticipatory bail of the petitioner no.1.

6. Considering the fact that there is no any specific allegations against petitioner no.1, there is case and counter case between the parties and petitioner no.1 has got clean antecedent, this Court is inclined to grant the petitioner no.1, the privilege of anticipatory bail.

7. This application for anticipatory bail is, accordingly, allowed.

8. Let the petitioner no.1, Ram Kishor Yadav, in the event of his arrest or surrender before the Court below within six weeks from today, 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 Additional Chief Judicial Magistrate-II, Nalanda, Bihar Sharif in connection with aforesaid Police Station Case subject to the condition as laid down under Section 482 (2) of the B.N.S.S. 2023, as well as the following conditions:-



(i) one of the bailors should be the family member/relative of the petitioner(s) who shall provide official document to show his/her bona fide;

(ii) the petitioner(s) shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his bail bond by the Trial Court itself;

(iii) the petitioner(s) shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail

(iv) the petitioner(s) shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of his/her bail bonds.

(Ajit Kumar, J)

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