

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18840 of 2026

Arising Out of PS. Case No.-310 Year-2025 Thana- BAIRIYA District- West Champaran

1. Chandi Yadav S/O Late Yamuna Yadav @ Budhan Yadav R/O Vill.- Tadhwanandpur, Ward No. 10, P.S.- Bairiya, Dist.- West Champaran.
2. Om Prakash Yadav S/O Chandi Yadav @ Om Prakash Yadav R/O Vill.- Tadhwanandpur, Ward No. 10, P.S.- Bairiya, Dist.- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Brij Kishor Mishra, Advocate
For the Opposite Party/s : Mr. Satya Nand Shukla, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 02-04-2026 1. Heard learned counsel for the petitioners and learned A.P.P. for the State.

2. The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 126(2), 115(2), 109(1), 352, 351(2) and 3(5) of the BNS, 2023.

3. Learned counsel for the petitioners submits that petitioner no. 1 has antecedent of three cases but then two cases were instituted by the instant informant and petitioner no. 2 has antecedent of two cases out of which one case is under the Excise Act and the informant alleges that on 25.07.2025, at about 05:00 p.m., the informant was present at his door when the accused persons including the petitioners came and started abusing. On objection, all the accused including the petitioners



fired with an intent to create fear.

4. Learned counsel for the petitioners submits that petitioners have been falsely implicated in the instant case by the informant. It is further submitted that though allegation of firing is alleged but then no one was injured. It is next submitted that there is an existing dispute in between the informant and the petitioners who are father and son. It is also submitted that if the privilege of anticipatory bail is granted to the petitioners, the petitioners will not abscond rather will cooperate in the investigation to prove their innocence.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners.

6. Considering the submissions made by the learned counsel appearing on behalf of the petitioners, let the petitioners, above-named, in the event of their arrest or surrender within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Trial Court where the case is pending/Successor Court in connection with Bairiya P.S. Case No. 310 of 2025, subject to the conditions as laid down under Section 438(2) of the Cr.P.C./482(2) of the B.N.S.S.



7. However, it is made clear that if the Investigating Officer of the case files an application before the learned Trial Court bringing to its notice that the petitioners, despite giving assurance to this Court, are not cooperating in the investigation, the learned Trial Court shall be at liberty to cancel the bail bonds of the petitioners.

(Satyavrat Verma, J)

Kundan/-

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

