

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29842 of 2026

Arising Out of PS. Case No.-86 Year-2025 Thana- KISHANPUR District- Supaul

1. Ramesh Yadav S/o Shatrughan Yadav R/o Ward No. 01, Abhuar, P.S.- Kishanpur, Distt- Supaul, Bihar, 852138
2. Ganesh Yadav @ Ganesh Kumar Yadav S/O Shatrughan Yadav R/O Ward no. 10, Abhuar, P.S.- Kisanpur, Dist.- Supaul 852138

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Purushottam Kumar, Advocate

For the Opposite Party/s : Mr. Choubey Jawahar, Advocate

CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR
ORAL ORDER

3 24-06-2026 Heard the learned counsel for the petitioners and learned Additional Public Prosecutor for the State.

2. The petitioners are apprehending their arrest in connection with Kishanpur P.S. Case No. 86 of 2025, F.I.R dated 20.05.2025 registered for the offences punishable under Sections 126(2), 115(2), 109, 352, 351(3), 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. According to prosecution case, the accused persons, including the petitioners, allegedly formed an unlawful assembly, surrounded the informant, and assaulted him with lathis and other weapons. It is alleged that the informant was dragged to the ground, assaulted on the head with a sharp-



cutting weapon, and sustained injuries. The accused persons also allegedly entered the informant's house and assaulted the family members, causing injuries. The informant was thereafter rescued by co-villagers and taken to the hospital for treatment.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have been falsely implicated in the present case. Referring to the contents of the FIR, it is further submitted that the allegations levelled against petitioner no. 1 are general and omnibus in nature, whereas, so far as petitioner no. 2 is concerned, although there is a specific allegation of overt act against him/her, the injury sustained by the informant has been found to be simple in nature. Lastly, it is submitted that the petitioners have no criminal antecedents.

5. Learned APP for the State opposes the prayer for anticipatory bail application.

6. Considering the aforesaid facts and circumstances and taking into account that the injuries are simple in nature, this Court is inclined to grant the privilege of anticipatory bail to the petitioner.

7. Let the petitioners, above named, in the event of their arrest or surrender before the Court below within a period of thirty days from the date of receipt of the order, 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 the learned CJM, Supaul in connection with Kishanpur P.S. Case No.86 of 2025 , subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure / Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita and with other following conditions:-

(i) one of the bailors should be the family member/relative/known of the petitioner(s) who shall provide official document/personal affidavit 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/her/their 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 bonds;

(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 their bail bonds.

(Ajit Kumar, J)

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