

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30719 of 2026

Arising Out of PS. Case No.-462 Year-2025 Thana- BAISI District- Purnia

1. Gulab Chandra Yadav @ Gulabchandra Yadav S/o Late Kuto Yadav @ Kutolal Yadav R/o Village - Jalal Pundalay, Asha Mobaiya, P.S - Baisi, District - Purnea
2. Bhojna Yadav @ Bhoina Yadav S/o Late Kuto Yadav @ Kutolal Yadav R/o Village - Jalal Pundalay, Asha Mobaiya, P.S - Baisi, District - Purnea
3. Sri Prasad Yadav @ Shri Prasad Yadav S/o Late Kuto Yadav @ Kutolal Yadav R/o Village - Jalal Pundalay, Asha Mobaiya, P.S - Baisi, District - Purnea
4. Bhot Lal Yadav @ Bhotlal Yadav S/o Late Nandu Lal Yadav @ Nanda Lal Yadav @ Late Nandu Yadav R/o Village - Jalal Pundalay, Asha Mobaiya, P.S - Baisi, District - Purnea
5. Sharvan Yadav @ Shravan Kumar Yadav @ Shrawan Yadav S/o Bhojna Yadav @ Bhoina Yadav R/o Village - Jalal Pundalay, Asha Mobaiya, P.S - Baisi, District - Purnea

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md Ziaul Quamar
For the Opposite Party/s : Mr. Sanjay Kumar Tiwary

CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR
ORAL ORDER

2 06-05-2026

Heard learned counsel for the parties.

2. The petitioners apprehends their arrest in connection with Baisi P.S. Case No.462 of 2025 dated 21.11.2025, registered for the offence punishable under Sections 191(2), 191(3), 127(1), 329(4), 115(2), 118(1), 117(2), 110, 303(2), 352, 351(2) of the Bharatiya Nyaya Sanhita.

3. As per the FIR, the informant alleged that after a quarrel between the children of the parties, the accused persons came armed with deadly weapons and assaulted the informant and his family members, causing head and fracture injuries.



They also allegedly abused, threatened to kill them, looted Rs. 1500/- and ransacked household articles.

4. It is submitted by the learned counsel for the petitioner that the petitioners are innocent and have been falsely implicated in the present case. He further submits that, for the same incident, there is case and counter-case between the parties. It is further submitted that initially all the offences were bailable except those under Sections 118(1) and 110 of the B.N.S.; however, after investigation, the police submitted charge-sheet only under the bailable sections and granted the benefit of police bail to the petitioners. Despite the same, the learned C.J.M. took cognizance against the petitioners under Section 110 of the B.N.S. It is further submitted that the alleged occurrence took place on account of a family dispute. Lastly, it is submitted that the petitioners have no criminal antecedents.

5. On the other hand, the learned APP for the State has opposed the prayer for bail of the petitioners.

6. Taking into account that there is case and counter case between the parties and police has not found any material against the petitioners, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of six weeks from



today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Purnea/Successor Court in connection with Baisi P.S. Case No.462 of 2025, subject to the conditions as laid down under Section 482(2) of the BNSS as well as the 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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