

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29951 of 2026

Arising Out of PS. Case No.-145 Year-2025 Thana- FULKAHA District- Araria

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1. Anmol Yadav S/O Ram Sundar Yadav Resident of village - Nababganj, Ward No. - 08, P. S. Fulkaha, Dist-Araria
 2. Surendra Yadav @ Suren Yadav Son of Ram Sundar Yadav Resident of village - Nababganj, Ward No. - 08, P. S. Fulkaha, Dist-Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ramesh Kumar Singh, Advocate

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

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 06-05-2026 Learned counsel for the petitioner submits that petitioner no. 1, Anmol Yadav, has been arrested during the pendency of the present petition and he seeks permission to withdraw the petition as against petitioner no. 1.

2. Permission is accorded.

3. Accordingly, the present petition stands dismissed as withdrawn against petitioner no. 1, Anmol Yadav.

4. Heard learned counsel for the petitioner and learned APP for the State.

5. In the present case, the petitioner, Surendra Yadav @ Suren Yadav is apprehending his arrest in connection with Fulkaha P.S. Case No. 145 of 2025 registered for the alleged



offence under Sections 126(2), 115(2), 118(1), 109, 303(2), 352, 351(2), (3), 3(5) of Bharatiya Nyaya Sanhita, 2023.

6. As per prosecution case, petitioner no. 2 and other co-accused persons in the background of land dispute, assaulted the informant, her husband and her sons causing injuries to them.

7. Learned counsel for the petitioner submits that petitioner is innocent and has been falsely implicated in this case. The husband of the informant and the father of the petitioner no. 2 are own brothers. There is land dispute between them and for the same occurrence, Fulkaha P.S. Case No. 146 of 2025 has been instituted by the sister of the petitioner as the informant side tried to forcibly cultivate the land of the petitioner. A number of persons from the petitioner's side received injuries which are unexplained. Learned counsel further submits that the specific allegation against the petitioner is that he along with one Birendra Yadav gave *farsa* and *dabiya* blow on the head of the husband of the informant. Same allegation is also against co-accused, Anmol Yadav, that he inflicted a cut injury on the head of the husband of the informant with *dabiya*. This co-accused has already been arrested. Learned counsel further submits that the husband of informant has



received altogether six injuries, one sharp cut wound on frontal head and another sharp cut wound on upper left head and the allegation for that is against three persons. The other injuries are swelling and tenderness. Learned counsel further submits that there was no intention to cause death of any person. The petitioner is having antecedent of three cases but all the cases have been filed by the informant side.

8. Learned APP for the State opposes the submission made on behalf of the petitioner.

9. Having regard to the facts and circumstances and submission made on behalf of the parties and considering the background of land dispute and doubtful nature of allegation against the petitioner, let the petitioner above named, in the event of his arrest or surrender before the court concerned within a period of eight weeks from today, be released on bail, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st Class, Araria/court concerned in connection with Fulkaha P.S. Case No. 145 of 2025, subject to the condition laid down under Section 482(2) of BNSS and other following conditions:

(i) One of the bailors will be a close relative of



the petitioner.

(ii) The petitioner will remain present on each
and every date fixed by the court below, if so
required by the learned trial court.

(Arun Kumar Jha, J)

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