

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33751 of 2026

Arising Out of PS. Case No.-56 Year-2026 Thana- TEKARI District- Gaya

1. Ramkrit Yadav Son of Late Ram Lal Yadav @ Late Lal Das Yadav Resident of Village- Shiva Bigha, P.S.- Tekari, District- Gaya.
2. Upendra Yadav @ Upendra Kumar Son of Fekan Yadav Resident of Village- Shiva Bigha, P.S.- Tekari, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr.Dilip Kumar No. 1, A.P.P.

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 14-05-2026 Heard learned counsel for the petitioners and learned
APP for the State.

2. The accused-petitioners, named in the F.I.R., are apprehending their arrest in connection with Tekari P.S. Case No. 56 of 2026 registered for the offences punishable under Sections 126(2), 127(2), 115(2), 109, 74, 351(2), 351(3), 3(5) of the Bhartiya Nyay Sanhita, 2023 (in short, the ‘B.N.S.’).

3. As per F.I.R., both the petitioners alleged to assault the informant and other family members causing head and leg injuries during the occurrence which alleged to be arising out of trivial issues surfaced amongst children of the family.

4. Learned counsel appearing on behalf of the petitioners



submitted that anticipatory bail of both petitioners was rejected by the learned trial court only for the reason that he was found involved in two more criminal cases of similar nature. It is submitted that both cases i.e., Tekari P.S. Case No. 41 of 2020 and Tekari P.S. Case No. 148 of 2020 was lodged by the agnates arising out of land dispute where petitioners are on bail and merely on the basis of criminal antecedents, the prayer of bail of the petitioners should not be ordinarily denied in view of legal report of Hon'ble Supreme Court as available through **Prabhakar Tewari Vs. State of U.P. and Another** reported in **(2020) 11 SCC 648**. It is further submitted that with similar allegations, the learned trial court granted anticipatory bail to the co-accused Fekan Yadav.

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

6. In view of the aforesaid factual submissions and by taking note of the fact as allegation qua assault is appearing very much general and omnibus in nature against petitioners, accordingly, both above-named petitioners, in the event of their arrest/surrender within a period of four weeks from this order, are directed to be enlarged on bail on furnishing of bail bond of Rs.10,000/- (ten thousand only) each with two sureties of the



like amount each to the satisfaction of learned A.C.J.M. VI, Gaya/concerned court in connection with Tekari P.S. Case No. 56 of 2026, subject to the conditions as laid down under Section 438(2) of the Cr.P.C/Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita (in short “B.N.S.S.”).

(Chandra Shekhar Jha, J)

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