

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38753 of 2026

Arising Out of PS. Case No.-7 Year-2026 Thana- BHITAHA District- West Champaran

Bhola Yadav @ Pradeep Yadav Son of Krishna Yadav @ Kishun Yadav
Resident of Village- Baluadwa Gahi Tola, P.S.- Bhitaha, District- West
Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vijay Kr Singh No. 1

For the Opposite Party/s : Mr.Dr.Mrityunjaya Kr.Gautam

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 18-06-2026 Heard the parties.

2.The petitioner is named in the F.I.R. and apprehending his arrest in connection with Bhitaha P.S. Case No. 07 of 2026 registered for the offences punishable under Sections 352, 76, 126(2), 115(2), 118(1), 109, 117(2), 351(3), 303(2), 3(5) of BNS.

3. The allegation against petitioner is to assault informant and other during the course of occurrence causing head and bodily injury, where assault was alleged to be made with an intention to cause death of the injured where occurrence alleged to be arising out of



land dispute.

4. It is submitted by learned counsel appearing on behalf of the petitioner that present occurrence took place in the background of land dispute where parties are agnets and moreover, nature of injury upon medical examination found simple in nature. It is submitted that injury report suggests that assault as alleged to be made by this petitioner is not repeated also.

5. Arguing further it is pointed out that manner of assault and nature of injury collectively suggest that the petitioner was not under intention to cause death of the injured. It is further submitted that realizing mistake parties entered into the compromise in terms of Annexure- P/4 of the present petition. Petitioner claimed clean antecedent.

6. Learned APP opposes the prayer of bail.

7. In view of aforesaid factual submission and by taking note of fact as assault as alleged to be caused by this petitioner *prima-facie* not appears repeated



where nature of injury upon medical examination found simple, accordingly petitioner above-named, in the event of his arrest or surrender before the court below within a period of four weeks, is directed to be released on bail, furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned ACJM I, Bagaha, West Champaran /concerned Court, where the case is pending in connection with Bhitaha P.S. Case No. 07 of 2026, subject to the conditions as laid down under Section 482(2) of BNSS.

(Chandra Shekhar Jha, J)

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