

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL APPEAL (SJ) No.2419 of 2025**

Arising Out of PS. Case No.-177 Year-2025 Thana- KARAKAT District- Rohtas

Narad Yadav @ Gulabchand Yadav S/o Late Hakari Yadav @ Hajari Yadav  
R/o - Kurur Bal Chiksil bal, P.S - Karakat, District - Rohtas, Bihar

... .. Appellant/s

Versus

1. The State of Bihar Bihar
2. Pancharatan Mushahar S/o Late Kabildas Mushahar R/o vill - Kurur Bal (Chiksil Bal), P.S. - Karakat, Distt.- Rohtas (Bihar)

... .. Respondent/s

**Appearance :**

|                      |   |                                                           |
|----------------------|---|-----------------------------------------------------------|
| For the Appellant/s  | : | Mr. Krishna Pd. Singh, Sr. Adv.<br>Mr. Vinay Kumar Mishra |
| For the Respondent/s | : | Mr. Sadanand Paswan                                       |

**CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR**  
**ORAL ORDER**

5      23-04-2026                      Heard the parties.

2. Notice is treated to be served validly but none has appeared on behalf of the opposite party no. 02.

3. The instant appeal has been filed by the appellant against the order dated 16.05.2025 passed by the learned Additional Sessions Judge-17-cum-Special Judge-SC/ST (POA) Act, Sasaram, Rohtas whereby the bail application of the appellant in connection with Karakat P.S. Case No. 177 of 2025 registered for the offence under Sections 103, 351(2), 351(3), 3(5) of the BNS and under Sections 3(2)(va) of SC/ST (POA) Act, was rejected.

4. The appellant is said to have assaulted the deceased



with Lathi i.e. hard and blunt substance.

5. The appellant is in custody since 27.03.2025.

6. Learned senior counsel for the appellant has submitted that the appellant is innocent and has falsely been implicated in this case. He further submits that the occurrence has taken place on 18.03.2025 and the deceased died on 22.03.2025 and no offence under the provisions of Section 103 of the BNS is made out against the appellant. He next submits that from the FIR, it will appear that some abrasions are there on the body of the deceased and the cause of death has not been ascertained in the post-mortem report.

7. Learned Special P.P. for the State has vehemently opposed the prayer for grant of bail to the appellant.

8. Considering the facts of the case, the period of custody of the appellant, the fact that the incident has taken place for a trivial dispute and the gap between the date of incident and the date of death of deceased, this application is allowed and accordingly, the order dated 16.05.2025, is hereby set aside.

9. Let the appellant be released on bail upon furnishing bail bonds of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of



Court below/concerned Court in connection with Karakat P.S.  
Case No. 177 of 2025.

Vikas/-

(Sandeep Kumar, J)

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