

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44198 of 2026

Arising Out of PS. Case No.-306 Year-2025 Thana- BHARGAMA District- Araria

1. Binod Yadav S/O Kapildev Yadav R/O Dhaneshwari, Ward No. 13, P.S- Bhargama, Distt.- Araria.
2. Surendra Yadav @ Surendra Prasad Yadav S/O Mohril Yadav @ Tejnarain Yadv R/O Dhaneshwari, Ward No. 13, P.S- Bhargama, Distt.- Araria.
3. Bharat Yadv @ Bharat Lal Yadav S/O Saruf Lal Yadv @ Sabar Lal Yadav R/O Dhaneshwari, Ward No. 13, P.S- Bhargama, Distt.- Araria.
4. Arbind Yadav @ Arbind Kumar S/O Nunu Lal Yadav R/O Lakshmipur, P.S.- Bhargama, Distt.- Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Mira Kumari, Advocate

For the Opposite Party/s : Mr. Akbar Ali, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 21-07-2026 Heard learned counsel for the petitioners and the State.

2. Petitioners apprehend arrest in a case registered for the offences punishable under Sections 191(2), 191(3), 190, 126(2), 127(2), 103(1), 303(2), 308(6), 326(g), 324(6), 352, 351(2) and 351(3) Bharatiya Nyaya Sanhita.

3. As per F.I.R., all the named accused persons along with 10-15 unknown persons, armed with pistols and weapons, came to the house of informant and on the order of co-accused Guddu Yadav, other co-accused persons attacked the house,



sprinkled petrol and set the house of informant on fire as a result of which, husband of the informant was burnt alive.

4. Learned counsel for the petitioners submits that petitioners are innocent and have committed no offence. Petitioners are not named in the F.I.R. Present case is counter case arising out of land dispute *vide* Bhargama Police Station Case No. 307/2025 which was lodged by brother of co-accused Akhikesh Yadav against the informant side. Petitioners' names transpired during course of investigation in confessional statement of co-accused with allegation that these petitioners were also involved in the alleged occurrence. Allegation against petitioners is general and omnibus. It is further submitted that informant claims to be eye witness of the occurrence and she has not named these petitioners nor whispered anything about presence of petitioners at the time of alleged occurrence. Case and counter case. Petitioners claim clean antecedent.

5. Learned A.P.P. for the State vehemently opposed the bail application.

6. Considering the fact that petitioners are not named in the F.I.R. and nature of accusation, this anticipatory bail is allowed and it is ordered that let the above named petitioners in the event of their arrest/surrender before the court below within



a period of eight weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class-cum-ACJM-VIII, Araria in connection with Bhargama P. S. Case No. 306 of 2025, subject to condition as laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Prabhat Kumar Singh, J)

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