IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50704 of 2026

CNR No. BRHC010643232026

Arising Out of PS. Case No.-219 Year-2026 Thana- MASAUDHI District- Patna

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Sanjay Yadav @ Sanjay Kumar S/O Bhangi Yadav R/O Vill.- Mubarakpur, P.s.- Paliganj, Dist.- Patna. At present Add.- Sri Nagar Masaurhi, P.s.- and P.O.- Masaurhi, Dist.- Patna.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Lallu Prasad, Advocate
For the Opposite Party/s : Mr. Surendra Prasad Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY

ORAL ORDER

3 20-11-2026 Heard learned counsel for the petitioner and learned APP for the State.

2.The instant application for anticipatory bail has been filed by the petitioner apprehending his arrest in a case registered for the offence punishable under Sections 103, 61(2) and 3(5) of B.N.S.

3. The case of the prosecution, in short, is that the petitioner and his family members have killed the son of the informant.

4. Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. He has falsely been implicated in this

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case. He has got no criminal antecedent. Learned counsel for the petitioner ha further submitted that petitioner is father-in-law of the deceased and that there was no matrimonial dispute between the daughter of the petitioner and the deceased. It has further been submitted that the daughter of the petitioner has filed a complaint case against the brothers of the deceased and has stated therein that due to land dispute, they have killed the deceased.

5. Learned counsel for the petitioner has further submitted that from perusal of the postmortem report it will transpire that the doctor conducting autopsy of the deceased has found following injuries on his person:-

(a) Swelling and bruising over back of left side upper chest of size 20 cm x 4 cm.

(b) Swelling and bruising over back of lower chest, cross shape of size 10cm x 6 cm.

(c) Swelling and bruising over lower back abdomen of size 19cm x 3cm.

(d) Swelling over left temporal scalp.

It has further been submitted that the viscera was also preserved and from perusal of the F.S.L. report, it transpires that Aluminium Phosphide was detected in the contents of exhibit marked as ‘A’.

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6. Learned counsel for the petitioner has further submitted that there was dispute between the deceased and his brothers for partition in which the deceased has been killed by his brothers and the mother of the deceased has framed the petitioner only to save skin of accused persons.

7. Learned APP appearing for the State has vehemently opposed the prayer of bail of the petitioner.

8. Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Masaurhi (Lahasuna) P.S. Case No. 219 of 2026, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned J.M. 1st Class, Masaurhi, Patna, subject to the conditions as laid down under section 482 (2) of the B.N.S.S.

(Ashok Kumar Pandey, J)

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