IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51393 of 2026

CNR No. BRHC010729362026

Arising Out of PS. Case No.-199 Year-2025 Thana- HASANPUR District- Samastipur

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Abdhesh Yadav @ Avdhesh Yadav @ Lukka @ Abdhesh Kumar Son of Bhushan Yadav Resident of Village- Vellan, P.S.- Hasanpur, District- Samastipur ... ... Petitioner/s

Versus

The State of Bihar ... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Pratik, Advocate
For the Opposite Party/s : Mr.Ajit Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH

ORAL ORDER

4 27-10-2026 Heard Mr. Pratik, learned counsel appearing on behalf of the petitioner and Mr. Ajit Kumar, learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection with Hasanpur P.S. Case No. 199 of 2025, registered for the offence punishable under Section 309(6) of the Bharatiya Nyaya Sanhita, 2023.

3. As per the allegation made in the FIR, the petitioner and another accused intercepted the informant and his staff, assaulted them with the butt of a pistol, looted Rs. 30,000/- to Rs. 35,000/- and damaged their vehicle.

4. Learned counsel appearing on behalf of the petitioner submitted that the petitioner is innocent and has been falsely implicated in the present case. He submitted that the

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petitioner has no criminal antecedent and the petitioner named in the FIR on the basis of false accusation and due to dirty village politics. He further submitted that no incriminating article has been recovered from the possession of the petitioner and a general and omnibus allegation has been levelled against the petitioner. The injury is found to be simple in nature. The petitioner has clean antecedent. On these grounds, the petitioner seeks to be released on pre-arrest bail.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Having heard the rival submissions made on behalf of the parties and having perused the allegations made in the F.I.R. and the materials available on record, particularly considering the submission that the petitioner has no criminal antecedent, the alleged injury is simple in nature, but not specifically attributed to the petitioner. In the absence of recovery of any incriminating article from the possession of the petitioner and considering that the allegations levelled against him are general and omnibus in nature, I am of the opinion that the petitioner has, *prima facie*, made out a case for grant of pre-arrest bail.

7. The petitioner, above named, is directed to be

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released on pre-arrest bail, in the event of his arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate-II, Rosera, Samastipur, in connection with Hasanpur P.S. Case No. 199 of 2025, subject to the conditions laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

8. The learned District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases, as what has been stated in paragraph no.3 of the bail application, this order will automatically lose its force.

(Purnendu Singh, J)

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