

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65161 of 2024

Arising Out of PS. Case No.-181 Year-2022 Thana- LAUKAHA District- Madhubani

Sajjan Kumar @ Sajjan Yadav Son of Amar Yadav Resident of Village-
Sahorva, P.S.- Laukaha, Dist.- Madhubani

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Ramchandra Jha Raman, Advocate
For the Opposite Party : Mr.Md. Ataur Rahman, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

4 22-01-2026 Heard learned counsel for the petitioner and learned

APP for the State.

2. The accused-petitioner, named in the F.I.R., is apprehending his arrest in connection with Laukaha P.S. Case No. 181 of 2022 registered for the offences punishable under Sections 341, 323, 324, 307, 354, 379, 504, 506, 34 of the Indian Penal Code.

3. As per FIR, named co-accused persons including this petitioner assaulted the informant by means of lathi & rod. It is further alleged that this petitioner with co-accused Bansilal Yadav dragged the informant of this case by putting rope around her neck.

4. Learned counsel appearing on behalf of the



petitioner submitted that occurrence was free fight in nature in the background of land dispute, where both parties received injuries and for the same set of occurrence, prior to lodging of this case, petitioner had lodged a case against the informant and others which was registered as Laukaha P.S. Case No. 182 of 2022. Subsequent to which, as to counter the allegation, the present case was lodged by the informant.

5. It is submitted that allegation as raised against petitioner to drag the informant by putting rope around her neck is just to aggravate the allegation and no such injury was noticed around her neck upon her medical examination and, moreover, her injury was found simple caused by hard and blunt substance, mostly on non-vital part of the body.

6. Explaining criminal antecedent of the petitioner, it is submitted that petitioner found involved in two more criminal cases of similar nature, which was lodged due to land dispute by other co-villagers, where he is on bail.

7. Learned A.P.P. for the State is present.

8. In view of the aforesaid factual submissions and by taking note of the fact as no visible injury was found around



the neck of informant and, moreover, injury, upon medical examination of informant, appears simple in nature and are on non-vital parts of the body negating *prima facie* intention to cause death, accordingly, above-named petitioner, in the event of his arrest/surrender within a period of four weeks from this order, is directed to be enlarged on bail on furnishing of bail bond of Rs.10,000/- (ten thousand only) with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Jhanjharpur, Madhubani/concerned court in connection with Laukaha P.S. Case No. 181 of 2022, subject to the conditions as laid down under Section 438(2) of the Cr.P.C/Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita (in short “B.N.S.S.”).

(Chandra Shekhar Jha, J)

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