IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78362 of 2026

CNR No. BRHC011001032026

Arising Out of PS. Case No.-214 Year-2026 Thana- RAFIGANJ District- Aurangabad

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Vijay Yadav @ Vijay Kumar Son of Kanhai Yadav Resident of village- Rajaura, P.S.- Rafiganj, District- Aurangabad, Bihar.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mrs. Kumari Chandna, Adv.
For the Opposite Party/s : Mr. Mohammad Sufyan, APP

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

2 25-11-2026 Heard Mrs. Kumari Chandna, learned counsel for the petitioner, Mr. Dhirendra Kumar Sinha for the informant and Md. Sufyan for the State.

2. The petitioner apprehends his arrest in connection with Rafiganj P.S. Case No. 214 of 2026 for the offence registered under sections 190, 191(3), 126(2), 115(2), 118(2), 109(1), 352, 351(2) of the BNS.

3. As per the prosecution story, the informant alleged that on the issue of the filling of the land, this petitioner gave *tangi* blow to the informant and when the brother, Surendra came to rescue, Santosh Yadav gave khanti blow on his head. Both were injured and later, other accused

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also resorted to assault. Police 112 was dialed, taken to hospital which followed the FIR.

4. Learned counsel for the petitioner submits that there is case and counter case, both sides have suffered and the injury has been found to be simple in nature.

5. Learned counsel for the informant on the other hand opposes the prayer submitting that contrary to the observation made by the learned Sessions Judge, the fact remains that the injury has been found to be grievous as per the supplementary injury report dated 25.08.2026.

6. Let the supplementary injury report be kept on record.

7. Learned APP also opposes the prayer submitting that he has criminal antecedent.

8. Taking into account the submissions aforesaid as also the injury inflicted by the petitioner has been found to be grievous in nature in the supplementary injury report, no relief can be extended.

9. The present anticipatory bail application stands rejected.

10. However, if the petitioner surrenders within four weeks from today, the Court concerned shall take up the

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matter and dispose it of preferably on the same day.

(Rajiv Roy, J)

Vijay Singh/-

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