

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71000 of 2025

Arising Out of PS. Case No.-291 Year-2021 Thana- FATEHPUR District- Gaya

1. Saurav Kumar @ Hannu Kumar Son of Sunil Singh Residence of Village - Bedaun, P.S.- Fatehpur, District - Gaya.
2. Gaurab Kumar @ Monu Kumar Son of Sunil Singh Residence of Village - Bedaun, P.S.- Fatehpur, District - Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Binay Kumar, Advocate

For the Opposite Party/s : Mr. Yogendra Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 11-02-2026 1. Heard learned counsel for the petitioners and the learned APP for the State.

2. The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 147, 149, 379, 411, 341, 323, 353, 307 and 504 of the Indian Penal Code & Section 21 of MMDR Act and Section 56 of B.M.M illegal Transportation & Storage Rules, 2021.

3. Learned counsel for the petitioners submits that petitioners have antecedent of two cases and the informant alleges that driver leaving the tractor laden with sand fled, thereafter 30-40 accused came and assaulted the police force leading to injuries to several policemen, petitioners along with



others were identified by the Chowkidar.

4. Learned counsel for the petitioners submits that petitioners have been falsely implicated in the present case, it is next submitted petitioners are neither the owner nor the driver of the alleged tractor as such there was no occasion for the petitioners to reach the place of occurrence, it is next submitted that since petitioners reside nearby to the place of occurrence and have antecedent, as such they came to be implicated at the instance of Chowkidar with whom they are on an inimical term. It is also submitted that petitioners will not abscond rather will cooperate in the investigation to prove their innocence.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners.

6. Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the event of their arrest or surrender within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Fatehpur P.S. Case No. 291 of 2021 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.



7. One of the bailors of the petitioners shall be their father, Sunil Sigh.

8. However, it is made clear that in the event if the Investigating Officer of the case files an application before the learned Trial Court bringing to its notice that petitioners despite giving assurance to this Court are not co-operating in the investigation, in that event the learned Trial Court shall be at liberty to cancel the bail bonds of the petitioners.

9. Let a copy of this order be sent to the concerned police station through the learned Trial Court.

10. Accordingly, the instant anticipatory bail application stands allowed.

(Satyavrat Verma, J)

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