

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70721 of 2025

Arising Out of PS. Case No.-153 Year-2025 Thana- BIHARIGANJ District- Madhepura

Babul Yadav @ Babul Kumar S/o Naval Yadav @ Nawal Yadav R/o Village-
Maharajganj (Tema-Bhela), P.S.- Gwalpara (Arar O.P.), District- Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Alok Kumar Singh, Advocate.

For the Opposite Party/s : Mr.Kumar Ranjit Ranjan, APP.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

3 26-02-2026 Heard learned counsel appearing on behalf of the
petitioner and learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection with Bihariganj P.S. Case No. 153 of 2025 registered for the offence punishable under Sections 115(2), 126(2), 324(1), 303(2), 308 (1), 352, 351(2) and 3(5) of the BNS.

3. As per the allegation made in the F.I.R., on 16.04.2025 at about 07:00 a.m., the petitioner along with other named accused persons and 5–7 unknown criminals, allegedly armed with deadly weapons, formed an unlawful assembly and forcibly entered the informant's agricultural land. It is alleged that the accused persons cut and removed the maize crop grown by the informant, despite the land standing in the name of the informant's wife, over which the informant claims peaceful



possession by ploughing the land and paying rent receipts for a long period. While the informant came at the field, the accused persons allegedly threatened him of dire consequences and demanded extortion of Rs. 10 lakh.

4. Learned counsel appearing on behalf of the petitioner submitted that the petitioner is innocent and he has committed no offence as alleged in the F.I.R. There is land dispute between the parties. Petitioner is the lawful owner of the land and the informant on the basis of some rent receipt claiming his possession over the land which was objected by the petitioner and other family members. Petitioner has no concern with the alleged occurrence nor he was present at the place of occurrence. On these grounds, learned counsel submitted that the petitioner having no role with the alleged occurrence seeks to be released on pre-arrest bail.

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

6. Having heard the rival submissions made on behalf of the parties, as well as, having perused the allegation made in the F.I.R. and the fact that the petitioner is not concerned with the alleged occurrence, the petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or



surrender before the Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned SDJM, Udakishunganj, Madhepura in connection with Bihariganj P.S. Case No. 153 of 2025, subject to the condition as laid down under Section 438(2) Cr.P.C / 482(2) BNSS.

7. The 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 Para- 3 of the bail petition, this order will automatically lose its force.

8. The bail application stands disposed of.

(Purnendu Singh, J)

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