

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74595 of 2025

Arising Out of PS. Case No.-74 Year-2025 Thana- PANDARAK District- Patna

1. Sheopujan Prasad @ Sirpujan Yadav S/o- Late Ramanuj Yadav Vill- Chhaperatar Raghuni Baghi, P.S-Pandarak, Dist- Patna
2. Bhushan Yadav @ Shashi Bhushan Yadav @ Shashi Bhushan Kumar S/o- Bharat Yadav @ Bharat Prasad Vill- Chhaperatar Raghuni Baghi, P.S-Pandarak, Dist- Patna
3. Mukesh Kumar @ Mukesh Yadav S/o- Bhagirath Yadav Vill- Chhaperatar Raghuni Baghi, P.S-Pandarak, Dist- Patna
4. Pappu Kumar @ Pappu Yadav S/o- Madan Yadav Vill- Chhaperatar Raghuni Baghi, P.S-Pandarak, Dist- Patna
5. Sarun Kumar @ Lama S/o- Late Suro Yadav Vill- Chhaperatar Raghuni Baghi, P.S-Pandarak, Dist- Patna
6. Satyendra Yadav @ Satyendra Kumar @ Satendra yadav S/o- Bali Yadav Vill- Chhaperatar Raghuni Baghi, P.S-Pandarak, Dist- Patna
7. Pankaj Kumar @ Pankaj Yadav S/o- Pali Yadav @ Tagrani Vill- Chhaperatar Raghuni Baghi, P.S-Pandarak, Dist- Patna
8. Vidya Yadav @ Vidya Prasad Yadav S/o- Late Ram Jee Yadav Vill- Chhaperatar Raghuni Baghi, P.S-Pandarak, Dist- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arvind Kumar Sinha, Advocate
For the Opposite Party/s : Mr. Mithlesh Kumar Khare, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 3 28-01-2026 1. Heard learned counsel for the petitioners and learned A.P.P. for the State.
2. The anticipatory bail application of petitioner no. 8 has already been dismissed as withdrawn vide order dated 10.11.2025.
3. The petitioners apprehend their arrest in a case



registered for the offences punishable under Sections 191(2), 190, 126(2), 115(2), 117(2) and 351(2) of the BNS, 2023 read with Section 27 of the Arms Act.

4. Learned counsel for the petitioners submits that petitioner nos. 1, 3 and 5 have antecedent of two cases, petitioner nos. 2 and 4 have antecedent of one case and petitioner no. 6 and 7 are persons with clean antecedent and the informant alleges that on 30.03.2025 at 11:30 AM, he was plucking vegetables in his field when accused persons including the petitioners came and started assaulting him, further Rajendra, Pankaj, Vidya and Nitish assaulted by butt of rifle, *katta* and rod causing fracture of left hand and leg and started pulling him towards jungle, but was saved by villagers and taken to hospital.

5. Learned counsel for the petitioners submits that petitioners have been falsely implicated in the instant case by the informant, it is next submitted that on account of dispute relating to land, the occurrence is alleged to have been committed. It is also submitted that all sections of BNS are bailable, but for Section 27 of the Arms Act. It is also submitted that from perusal of the allegation as alleged in the FIR, it would manifest that it is not the case of the prosecution that



anyone was injured by firing. It is next submitted that in order to give seriousness to the case, false allegation under the arms act has been alleged. It is next submitted that petitioners will not abscond rather will cooperate in the investigation to prove their innocence.

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

7. Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the event of their arrest or surrender before the learned trial court 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 Pandarak P.S. Case No. 74 of 2025 subject to the conditions as laid down under Section 482 (2) of the BNSS.

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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