IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75251 of 2026

CNR No. BRHC011050702026

Arising Out of PS. Case No.-203 Year-2026 Thana- BHAPTIAHI District- Supaul

==========

1. Anmol Yadav, S/o Bhumi Yadav,
2. Dinesh Yadav, S/o Late Nande Yadav @ Late Nande Prasad Yadav,
Both are Residents of Village- Murli, Ward no. 3, P.S.- Bhaptiyahi, District- Supaul

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr.Shreekant Pandey, Advocate
For the Opposite Party/s : Mr.Amitesh Kumar, APP

==========

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA

ORAL ORDER

2 28-10-2026 Heard learned counsel for the petitioners and learned A.P.P. for the State.

2. In the present case, the petitioners seek bail in connection with Bhaptiyahi P.S. Case No. 203 of 2026, registered for the offences under Sections 190, 191(2), 191(3), 115(2), 126(2), 109, 118(1) of the BNS and Section 27 of the Arms Act.

3. As per the prosecution case, petitioners and other co-accused persons, in the background of land dispute, assaulted the husband of the informant causing a number of injuries to him.

4. Learned counsel appearing on behalf of the

WEB COPY

petitioners submits that the petitioners are innocent and have been falsely implicated in this case. The allegation of assault is general and omnibus and is not supported by the injury report of the victim. The injury report of the victim, who is the husband of the informant, shows tenderness and swelling on distal part of left shoulder and dimensions are 0.5cm x 0.5cm and due to fracture, the said injury is stated to be grievous. Another injury is a deep lacerated wound on scalp approximately of size 5cm, but no opinion has been given about the said injury, however, the dimensions of the injury show superficial nature of injury. But there is no allegation against the petitioners for causing even these injuries as the allegation has been made against altogether 11 named persons apart from 15-20 unknown persons. So, prosecution story is unbelievable. Learned counsel further submits that there is counter version and Baptiyahi P.S. Case No. 202/2026 has been instituted by the petitioners' side against the informant and others and a number of persons from the petitioners' side have received injuries which could not be explained in the light of the allegation made in the present FIR. The petitioner no.1 is having antecedent of one case in which he has been exonerated by the police and was not sent up for facing trial, whereas the petitioner no. 2 is having clean antecedent and

WEB COPY

both of them are in custody since 17.07.2026.

5. Learned A.P.P. appearing for the State vehemently opposes the submission made on behalf of the petitioners.

6. Having regard to the fact and circumstances and submission made on behalf of the parties and considering the vague and non-specific nature of allegation against the petitioners and further considering the nature of assault and further considering the case and its counter version and also considering the period of custody of the petitioner, the petitioners are directed to be released on bail, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Supaul/concerned court, in connection with Bhaptiyahi P.S. Case No. 203 of 2026, subject to the condition laid down under Section 480(3) of the BNSS and other following conditions:

(i) One of the bailors will be a close relative of the petitioners.

(ii) The petitioners will remain present on each and every date fixed by the court below, if so required by the learned trial court.

WEB COPY

(iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioners will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

Pallavi/-

U		T	

WEB COPY