IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74975 of 2026

CNR No. BRHC011083562026

Arising Out of PS. Case No.-148 Year-2026 Thana- KUCHAIKOTE District- Gopalganj

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1. Ajit Yadav, aged about 22 years (Male), S/o Kanhaiya Yadav, Resident of Village - Rampur Madho, Purab Bari Tola, P.S.- Kuchaikote, District-Gopalganj.
2. Nitish Yadav, aged about 22 years (Male), S/o Upendra Yadav Resident of Village - Mathiya Nandlal, P.S.- Kuchaikote, District-Gopalganj.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Adesh Raj Singh, Advocate
For the Opposite Party/s : Mr. Surendra Prasad Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH

ORAL ORDER

2 04-11-2026 Heard Mr. Adesh Raj Singh, learned counsel appearing on behalf of the petitioners and Mr. Surendra Prasad Singh, learned APP for the State.

2. The petitioners seek pre-arrest bail in connection with Kuchaikote P.S. Case No. 148 of 2026, registered for the offence punishable under Sections 115(2), 126(2), 109, 352, 351(2) and 191(2) of the BNS.

3. As per the allegation made in the FIR, petitioners along with other accused persons, with an intention to kill, had allegedly assaulted the son of the informant by means of deadly weapon, causing injury on his head.

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4. Learned counsel appearing on behalf of the petitioners submitted that petitioners are innocent and they have falsely been implicated in the present case. Specific allegation of having assaulted the son of the informant is against co-accused Samrendra Yadav and general and omnibus allegation has been levelled against the petitioners. The injury sustained by the son of the informant, as per the impugned order, has been opined by the doctor to be simple in nature. On these grounds, petitioners seek to be released on pre-arrest bail.

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

6. Having considered the rival submissions made on behalf of the parties, as well as, having perused the allegation made in the FIR, specific allegation of having assaulted the son of the informant is against co-accused Samrendra Yadav and general and omnibus allegation has been levelled against the petitioners. The injury sustained by the son of the informant, as per the impugned order, has been opined by the doctor to be simple in nature. I am of the opinion that petitioners have, *prima facie*, made out a case to be released on pre-arrest bail.

7. The petitioners, above named, are directed to be released on pre-arrest bail, in the event of their arrest or

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surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned District Court where the case is pending, in connection with Kuchaikote P.S. Case No. 148 of 2026, subject to the condition as laid down under Section 482(2) of the BNSS.

8. **The learned District Court is directed to verify the criminal antecedent of the petitioners as stated in paragraph no. 3 of the bail application. If any other case is pending against the petitioners as what has been stated in paragraph no. 3, this order will lose its force automatically.**

(Purnendu Singh, J)

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