IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77769 of 2026

CNR No. BRHC011092602026

Arising Out of PS. Case No.-104 Year-2026 Thana- TETERHAT District- Lakhisarai

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1. Rambalak Yadav S/o Late Dukhi Yadav Resident of Village and P.S.- Tetarhat, District- Lakhisarai.
2. Ramlakhan Yadav S/o Sahdeo Yadav Resident of Village and P.S.- Tetarhat, District- Lakhisarai.
3. Rajan Kumar S/o Ramlakhan Yadav Resident of Village and P.S.- Tetarhat, District- Lakhisarai
4. Rajnish Kumar S/o Ramlakhan Yadav Resident of Village and P.S.- Tetarhat, District- Lakhisarai

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Rabi Bhushan, Adv.
For the Opposite Party/s : Mr.Anant Kumar 1, APP

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CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR SINHA

ORAL ORDER

2 05-11-2026 Heard learned counsel for the petitioners and learned A.P.P. for the State.

2. The petitioners apprehend their arrest in connection with Tetarhat P.S. Case No. 104 of 2026, registered for the offences punishable under Sections 126(2), 115(2), 110, 352, 351(2), 3(5) of BNS, 2023.

3. As per allegation, the petitioners along with other co-accused persons assaulted the informant with bamboo stick. When the informant's brother intervened, he was also beaten on his head.

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4. The learned counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated. The allegation against them is general and omnibus in nature. Nothing incriminating has been recovered from their possession.

5. On the other hand, the learned APP for the State has opposed the prayer for bail.

6. From the careful reading of the FIR, the allegation against the petitioners is that all of them together with bamboo stick had assaulted the informant and upon call being made by the informant, his brother, namely, Rohit Kumar Yadav came on the spot, but the accused persons also assaulted him over his head which resulted in grievous injury. There is no specific allegation against any of the petitioners to assault Rohit Kumar Yadav. The allegation against the petitioners is general in nature and except petitioner no. 1, who has one criminal antecedent, the other petitioners bear clean antecedent. Under these circumstances, I am inclined to grant privilege of anticipatory bail to the petitioners.

7. Let the petitioners, as named above, in the event of their arrest or surrender within four weeks from today, be enlarged on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) each with two sureties of the like amount each to

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the satisfaction of learned A.C.J.M.-III, Lakhisarai in connection with Tetarhat P.S. Case No. 104 of 2026, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure/Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023 and subject to further condition that :-

(i) The petitioners shall co-operate in the investigation/ trial.

(ii) The learned Court below would, however, verify the criminal antecedent of the petitioners and in case it is found that the petitioners have concealed their criminal antecedent, the Court below shall take step for cancellation of bail bond of the petitioners. However, it is expected that the verification process would be done expeditiously without causing any delay.

(Alok Kumar Sinha, J)

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