IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75506 of 2026

CNR No. BRHC011100562026

Arising Out of PS. Case No.-168 Year-2026 Thana- YADOPUR District- Gopalganj

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1. Dheba Yadav @ Deba Yadav @ Deva Yadav Son of- Late Ramawtar Yadav @ Late Ramawatar Yadav Resident of village - Semra Nawada, Police Station- Yadopur (Jadopur), District- Gopalganj.
2. Amarudh Yadav @ Anirudh Yadav @ Amrud Yadav @ Anirudh Chaudhary @ Arumad Yadav Son of Late Ramawtar Yadav @ Late Ramawatar Yadav, Resident of village - Semra Nawada, Police Station- Yadopur (Jadopur), District- Gopalganj.
3. Brajesh Yadav @ Brajesh Kumar son of-Amarudh Yadav @ Anirudh Yadav @ Amrud Yadav @ Anirudh Chaudhary @ Arumad Yadav Resident of village - Semra Nawada, Police Station- Yadopur (Jadopur), District- Gopalganj

... ... Petitioner/s

Versus

The State of Bihar Patna

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Lokesh Kumar Singh, Advocate
For the Opposite Party/s : Ms. Pushpa Sinha.1, APP

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CORAM: HONOURABLE MR. JUSTICE PRAVEEN KUMAR

ORAL ORDER

2 28-10-2026 Heard learned counsel for the petitioners and learned Additional Public Prosecutor for the State.

2. The Petitioners are apprehending their arrest in connection with Yadopur P.S. Case No. 168 of 2026 registered for the offence punishable under Sections 126(2), 115(2), 117(2), 109(1), 351(2), 352 and 3(5) of the B.N.S.

3. As per the prosecution case, on 23.07.2026, over the issue of cutting the crop, the petitioners, along with other co-

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accused persons arrived at the place of occurrence, variously armed with weapons and started abusing and assaulting the informant. When the informant's sister-in-law and brother-in-law came to rescue her, the accused persons also assaulted them. Co-accused Guddu Yadav assaulted the informant on the head by means of stick with the intention to kill her, while co-accused Harichandra Yadav assaulted her on the back by means of stick. Co-accused Anil Yadav assaulted the informant's sister-in-law, injuring her right hand, while co-accused Rakesh Kumar assaulted the informant's brother-in-law on the head by means of lathi, causing a head injury. Thereafter, the informant called the police, whereupon the police took the injured persons to Sadar Hospital, Gopalganj, for treatment.

4. Learned counsel for the petitioners has submitted that the petitioners are innocent and have falsely been implicated in this case. It has further been submitted that there is a delay of five days in lodging the FIR and the specific allegations of assault are directed against co-accused Guddu Yadav, Harish Chandra Yadav and Rakesh Kumar, whereas the allegations against the petitioners are general and omnibus in nature. Referring to the injury reports of the injured persons, as mentioned in the impugned order, learned counsel has submitted

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that although the injuries sustained by the informant were found to be grievous in nature but the same have been specifically attributed to co-accused Guddu Yadav. It has also been submitted that there is a case and counter-case between the parties and the alleged occurrence took place suddenly, without any premeditation to kill. Lastly, it has been submitted that the petitioners have clean criminal antecedent as stated in paragraph 3 of the bail petition.

5. Learned APP for the State has vehemently opposed the prayer for anticipatory bail of the petitioners.

6. Heard the parties and perused the record.

7. Considering the aforesaid facts and circumstances of the case and the genesis of the occurrence coupled with the facts that the allegation against the petitioners are general and omnibus in nature and there is case and counter-case between the parties, let the above named petitioners, in the event of their arrest/surrender within a period of six weeks from today, be enlarged 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 court concerned, Gopalganj, in connection with Yadopur P.S. Case No. 168 of 2026, subject to the conditions as laid down under

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Section 482(2) of the B.N.S.S.

8. This application stands allowed.

(Praveen Kumar, J)

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