**IN THE HIGH COURT OF JUDICATURE AT PATNA**
**CRIMINAL MISCELLANEOUS No.79623 of 2026**

**CNR No. BRHC011139372026**

Arising Out of PS. Case No.-554 Year-2025 Thana- SAHARSA SADAR District- Saharsa

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1. DHIREN YADAV @ DHIRENDRA YADAV @ DHIREND KUMAR Son of Late Ghuran Yadav Resident of Village- Ramfal Sah tola, Ward No. 12, P.S.,- Saharsa, District- Saharsa.
2. Pintu Yadav Son of Late Upendra Yadav @ Bucho Yadav Resident of Village- Ramfal Sah tola, Ward No. 12, P.S.,- Saharsa, District- Saharsa.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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**Appearance :**
For the Petitioner/s : Mr.Amarnath Jha
For the Opposite Party/s : Mr.Lakshmi Kant Sharma

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**CORAM: HONOURABLE MR. JUSTICE RAJ KUMAR**

ORAL ORDER

2 05-11-2026 Heard the learned counsel for the petitioners as well as the learned Additional Public Prosecutor for the State.

2. The petitioners are seeking regular bail in connection with Saharsa Sadar P.S. Case No. 554 of 2025, registered for the offences punishable under Sections 191(2), 191(3), 190, 118(2), 126(2), 109, 118(1), 125, 303(2), 76, 119(1) of B.N.S., 2023.

3. As per prosecution case, in the backdrop of land dispute, the FIR named accused persons having armed

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with weapons attacked the husband and other family members of the informant. Further case of the prosecution is that Dhirendra Yadav caused khanti injury on Kamal Pandit with intention to kill whereas the petitioner, Pintu Yadav is alleged to have thrown Bablu Pandit on the ground and beat him with leg and fists.

4. Learned Counsel appearing on behalf of the petitioners has submitted that there was a free-fight between the parties due to land dispute and in that context, injuries have been caused to the members of the prosecution party but they are simple in nature. Referring to the injury report of Kamal Kishore, learned counsel has also pointed out that injuries sustained on the head and chest are found to be simple in nature. It has next been submitted that there is no repetition of blow by the petitioners and therefore, the ingredients of Section 109 of BNS is not applicable and there is no specific allegation against the petitioner No. 2. It has also been submitted that the petitioner No. 1 has three other cases in his credit whereas the petitioner No. 2 has five cases is his credit. The petitioner Nos. 1 & 2 are in custody since 06-04-2026 & 14-04-2026 respectively.

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Learned counsel for the petitioners submits that they undertake not to repeat any offence in future.

5. On the other hand, learned APP appearing for the State opposes the prayer for bail of the petitioners.

6. Taking into consideration the aforesaid facts and circumstances coupled with the fact that the injuries suffered by Kamal Kishore and other persons are simple in nature, the petitioners above-named, are directed to be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate-Ist Clas/Concerned Court, Saharsa in connection with Saharsa P.S. Case No. 554 of 2025, subject to the following conditions:-

(i) The petitioners shall cooperate in the disposal of trial.

(ii) One of the bailors must be close relatives of the petitioners such as mother, father, brother, sister or wife.

(iii) The petitioners will appear on each and every date fixed by the trial court and if, they fail to do so on two consecutive dates, unless they are prevented by extremely adverse circumstances, the learned court below

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will be at liberty to cancel the bail bond of the petitioners.

(iv) Before release, the learned court below shall verify the criminal antecedent of the petitioners and if they are found involved in any case other than the cases mentioned at paragraph-3 of the bail petition, their bail bonds will not be accepted.

Three other cases pending against the petitioner No. 1 and five other cases pending against the petitioner No.2 except the present one as mentioned in paragraph-3 of the bail petition, are as follows:

**Against the petitioner No. 1**

(a) Saharsa P.S. Case No. 674 of 2023

(b) Saharsa P.S. Case No. 1379 of 2025

© Saharsa P.S. Case No. 08 of 2026

**Against the petitioner No. 2**

(a) Saharsa P.S. Case No. 897 of 2021

(b) Saharsa P.S. Case No. 967 of 2022

© Saharsa P.S. Case No. 350 of 2022

(d) Saharsa P.S. Case No. 13790 of 2025

(e) Saharsa P.S. Case No. 48 of 2026

(v) It is also made clear that there shall be no

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delay beyond a period of ten days in verifying the criminal antecedents of the petitioner.

7. It is made clear that if the petitioners intimidate the informant or her family members, the informant will be at liberty to move the concerned court for cancellation their bail.

**(Raj Kumar, J)**

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