IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80072 of 2026

CNR No. BRHC011161502026

Arising Out of PS. Case No.-825 Year-2025 Thana- FATEHPUR District- Gaya

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1. Ankit Kumar @ Vicky Kumar S/o Bhim Yadav @ Bhun Prasad Yadav Resident Of Village - Icha, Ps - Fatehpur, Dist. - Gaya.
2. Karu Yadav @ Ram Pravesh Kumar S/o Ram Sagar Yadav Resident Of Village - Icha, Ps - Fatehpur, Dist. - Gaya.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Durgesh Nandan, Advocate
For the State : Mr. Jagdhar Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY

ORAL ORDER

2 25-11-2026 Heard the learned counsel for the petitioners and the learned A.P.P. for the State.

2. The petitioners are apprehending their arrest in connection with Fatehpur P.S. Case No. 825 of 2025 registered for the offence(s) under Section(s) 191(2), 190, 126(2), 115(2), 109, 303(2), 352, 351(2) and 351(3) of the Bharatiya Nyaya Sanhita, 2023 (B.N.S.).

3. The allegation against the petitioners is that the petitioners along with other named accused persons brutally assaulted the informant and one other person and they suffered serious injuries.

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4. The learned counsel for the petitioners submits that the petitioners have falsely been implicated along with altogether 14 persons with general and omnibus allegations. It has further been submitted that contrary to the general and omnibus allegations of severe assault, only two injuries were found on the injured Ashok Singh, who is stated to have received grievous injury on account of fracture of right femur and right patella. It has next been pointed out that as far as the other injured, namely Anil Kumar, is concerned, only pain was noted in the first injury report, therefore, the allegations levelled in the F.I.R. is not corroborated by the injury report. It has also been submitted that even if the injuries are taken into account, it is attributed to all the named accused persons and the same is not on the vital part of the body, and moreover, the petitioners carry clean antecedent.

5. The learned A.P.P. for the State has vehemently opposed the prayer for grant of anticipatory bail to the petitioners.

6. Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, let the petitioners, above-named, be released on anticipatory bail, in the event of their arrest or surrender before the concerned

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Court/successor Court within a period of four weeks from today, on their furnishing bail bond in the sum of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the concerned Court/successor Court where the case is pending in connection with Fatehpur P.S. Case No. 825 of 2025 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 read with corresponding Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023 (B.N.S.S.) as well as subject to the following conditions :

(i) One of the bailors of the petitioners shall be their close relative and the other shall be a local resident.

(ii) The petitioners shall remain physically present before the concerned Court on each and every date of the trial and shall cooperate in the investigation.

(iii) In case of absence for two consecutive occasions or in violation of the terms of the bail, the bail bond of the petitioners will be liable to be cancelled by the concerned Court.

(iv) If the petitioner, in future, is found to be involved in similar nature of offence(s), the prosecution shall be at liberty to move for cancellation of his bail bond.

(v) The concerned Court shall verify the criminal antecedent of the petitioner and in case, at any stage, it is found that he has concealed his criminal antecedent, the Court concerned shall take necessary steps for cancellation of his bail bond. However, the acceptance of bail bond in terms of the above-mentioned order shall not be delayed

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for purpose of or in the name of verification.

7. It is made clear that the observations, if any, made in this order, shall be of no bearing during the trial.

8. The application stands allowed.

(Sourendra Pandey, J)

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